

ARTICLE VIII

REGULATORY

Section 1. The several sums of money herein specified, or so much thereby as may be necessary, are appropriated out of any funds in the State Treasury not otherwise appropriated, or out of special funds as indicated, for the support, maintenance, or improvement of the designated regulatory agencies.

BOARD OF PUBLIC ACCOUNTANCY

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: PUBLIC STANDARDS		
To establish standards in education, examination, and experience for Texas CPAs in the private and public sectors which will protect the public and meet the requirements for certification, licensing, and practice throughout domestic and international jurisdictions, but not necessarily restrict entry to the profession.		
Outcome (Results/Impact):		
Percentage of Accounting Firms Receiving Favorable Review	95%	95%
A.1.1. Strategy: LICENSING	\$ 705,653	\$ 704,756
Manage a comprehensive licensing and examination program.		
Output (Volume):		
Number of Individuals Examined	9,249	8,740
Efficiencies:		
Average Licensing Cost per Individual License Issued	4.7	4.58
Average Licensing Cost per Facility License Issued	3.24	3.15
Explanatory:		
Total Number of Individuals Licensed	57,886	59,623
Total Number of Business Facilities Licensed	9,688	9,882
A.1.2. Strategy: EXAMINATION	\$ 715,000	\$ 675,000
Purchase the Uniform CPA Examination from the American Institute of Certified Public Accountants (AICPA) to promote uniformity and reciprocity with other licensing jurisdictions and utilize AICPA grading services to ensure that all papers written by candidates are graded consistently. Estimated and non-transferable.		
A.2.1. Strategy: QUALITY REVIEW	\$ 71,886	\$ 71,507
Develop and implement a comprehensive quality review program for all accounting firms utilizing industry standards as the measure of competence and oversight through a Quality Review Oversight Board.		
Output (Volume):		
Number of Quality Reviews Conducted	1,822	1,858
Total, Goal A: PUBLIC STANDARDS	\$ 1,492,539	\$ 1,451,263
B. Goal: PROTECT PUBLIC/ENFORCEMENT		
To aggressively enforce state regulations relating to the accounting profession; ensure swift, fair, and effective		

BOARD OF PUBLIC ACCOUNTANCY
(Continued)

disciplinary action for violators of these standards; and require the re-education and rehabilitation of those violating these laws. To aggressively develop and implement high standards for the accounting profession in emerging issues as they relate to the welfare of the general public.

Outcome (Results/Impact):		
Percent of Complaints Resulting in Disciplinary Action	32%	32%
B.1.1. Strategy: ENFORCEMENT		
Operate a system of enforcement which includes investigating and resolving complaints and promulgating rules to effectuate the Public Accountancy Act of 1991.	\$ 542,307	\$ 546,279
Output (Volume):		
Total Number of Major Cases Investigated	20	20
Efficiencies:		
Average Time for Complaint Resolution	242	242
C. Goal: PUBLIC EDUCATION		
To inform the public concerning board functions and the procedures by which complaints are filed, processed, and resolved so that citizens of Texas may better utilize CPA services and be protected from exploitation.		
C.1.1. Strategy: PUBLIC INFORMATION		
Develop and operate a coordinated system of public information to provide all interested parties information concerning the Public Accountancy Act of 1991, as well as board rules and procedures pertaining to qualification, examination, licensing, enforcement, and quality review.	\$ 237,906	\$ 237,512
Output (Volume):		
Number of Written Responses to Other Licensing Authorities and the Public	2,680	2,814
D. Goal: INDIRECT ADMINISTRATION		
D.1.1. Strategy: INDIRECT ADMINISTRATION		
	\$ 743,210	\$ 743,942
Grand Total, BOARD OF PUBLIC ACCOUNTANCY		
	<u>\$ 3,015,962</u>	<u>\$ 2,978,996</u>
Method of Financing:		
General Revenue Fund	\$ 2,965,962	\$ 2,928,996
Appropriated Receipts	<u>50,000</u>	<u>50,000</u>
Total, Method of Financing	<u>\$ 3,015,962</u>	<u>\$ 2,978,996</u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 628,442	\$ 635,194
Number of Full-time Equivalent Positions (FTE)	43.0	43.0
Schedule of Exempt Positions and Per Diem of Board Members		
Executive Director, Group 2	\$62,000	\$62,000
Per Diem of Board Members	16,000	16,000

BOARD OF PUBLIC ACCOUNTANCY
(Continued)

1. **Appropriation for Major Cases.** Of amounts appropriated in Strategy B.1.1., Enforcement, \$200,000 is available each year of the biennium to be used only for the payment of services rendered by the Texas Attorney General's Office, for legal counsel, for expert witness fees, for other reasonable and necessary expenditures, and for expenditures of the Texas State Board of Public Accountancy, incurred in connection with the prosecution of "major cases" now pending before the Board or anticipated in the future. "Major cases" involve public accounting firms implicated in the audits of savings and loan organizations, financial institutions, insurance companies, and other cases of a major nature.
2. **Purchase of Examinations.** The amount appropriated above in Strategy A.1.2., Examination, shall be expended solely for the purpose of purchasing and grading of the Uniform CPA Examination from the American Institute of Certified Public Accountants.
3. **Reimbursement of Advisory Committee Members.** Pursuant to V.T.C.A., Government Code, Section 2110.004, reimbursement of expenses for advisory committee members, out of funds appropriated above, is limited to the following committees:

- Behavioral Enforcement
- Continuing Professional Education
- Licensing
- Major Case Enforcement
- Peer Assistance Oversight
- Quality Review
- Qualifications
- Committee on Board Rule Changes
- Technical Standards Review

4. **Contingent Revenue.** Of the amounts appropriated above to the Board of Public Accountancy, the amount of \$22,466 in fiscal year 2000 and \$23,243 in fiscal year 2001 is contingent on the Board of Public Accountancy assessing fees sufficient to generate, during the 2000-01 biennium, \$45,709 in excess of \$8,196,453, (Object Code 3175), contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. The Board of Public Accountancy, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Public Accountancy's minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

STATE OFFICE OF ADMINISTRATIVE HEARINGS

	For the Years Ending August 31, 2000	August 31, 2001
A. Goal: ADMINISTRATIVE HEARINGS To provide Texas state agencies and citizens a fair and efficient administrative hearings and alternative dispute resolution process.		
Outcome (Results/Impact): Percentage of Participants Surveyed Expressing Satisfaction With the Overall Process	89%	89%

STATE OFFICE OF ADMINISTRATIVE HEARINGS
(Continued)

A.1.1. Strategy: DOCKET MANAGEMENT	\$	344,758	\$	270,154
Provide timely review and processing of all requests.				
Efficiencies:				
Average Number of Days From Date of Request to Execution		1.5		1.5
A.2.1. Strategy: HEARINGS	\$	4,201,512	\$	4,237,668
Conduct hearings and prepare proposals for decision (PFDs) and proposed orders and final orders; monitor workloads of Administrative Law Judges (ALJs).				
Output (Volume):				
Number of Administrative License Revocation Cases				
Docketed and Decided		15,430		15,430
Number of Cases Disposed of		16,650		16,650
Number of Administrative Fine Cases Disposed of		325		325
Efficiencies:				
Average Cost per Administrative License Revocation Case				
Docketed and Decided		108		108
Average Cost per Natural Resources Division Hearing		3,300		3,300
Average Cost per Utilities Division Hearing		7,794		7,794
Average Time to Dispose of a Case (Median Number of Days)		200		200
Explanatory:				
Number of Cases Received		17,860		17,860
A.3.1. Strategy: ALTERNATIVE DISPUTE RESOLUTION	\$	175,176	\$	177,678
Conduct mediated settlement conferences, mediations, arbitrations and other alternative dispute resolution proceedings.				
Efficiencies:				
Average Cost per Alternative Dispute Resolution Proceeding		2,395		2,395
Total, Goal A: ADMINISTRATIVE HEARINGS	\$	4,721,446	\$	4,685,500
B. Goal: INDIRECT ADMINISTRATION				
B.1.1. Strategy: INDIRECT ADMINISTRATION	\$	957,530	\$	960,205
Grand Total, STATE OFFICE OF ADMINISTRATIVE HEARINGS	\$	5,678,976	\$	5,645,705
Method of Financing:				
General Revenue Fund	\$	1,272,845	\$	1,168,355
Appropriated Receipts		133,791		133,791
Interagency Contracts		4,272,340		4,343,559
Total, Method of Financing	\$	5,678,976	\$	5,645,705
Number of Full-time Equivalent Positions (FTE)		122.0		122.0
Schedule of Exempt Positions				
Chief Administrative Law Judge, Group 3		\$89,500		\$89,500
Deputy Chief Administrative Law Judge		77,500		77,500

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in the provision as appropriations either for “Lease Payments to the Master

STATE OFFICE OF ADMINISTRATIVE HEARINGS
(Continued)

Equipment Purchase Program” or for items with an “(MLPP)” notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

	<u>2000</u>	<u>2001</u>
Out of Interagency Contracts:		
a. Acquisition of Information Resource Technologies		
(1) Personal Computers/Laptop Computers	\$ <u>46,500</u>	\$ <u>37,500</u>
Total, Capital Budget	\$ <u>46,500</u>	\$ <u>37,500</u>

2. **Interagency Contracts.** In executing interagency contracts with state agencies under the jurisdiction of the State Office of Administrative Hearings, the State Office of Administrative Hearings shall establish procedures which will allow agencies to establish a limitation on the aggregate billable amount for a fiscal year.
3. **Renegotiation of Lump Sum Contracts.** Appropriations made above to Strategy A.2.1., Hearings, include \$938,860 in fiscal year 2000 and \$938,860 in fiscal year 2001 to fund the Natural Resources Division for the purpose of conducting hearings for the Texas Natural Resource Conservation Commission, appropriations made above to Strategy A.2.1., Hearings, include \$711,593 in fiscal year 2000 and \$711,593 in fiscal year 2001 to fund the Utility Division for the purpose of conducting hearings for the Public Utility Commission of Texas, and appropriations made above to Strategy A.2.1., Hearings, include \$2,524,586 in fiscal year 2000 and \$2,489,295 in fiscal year 2001 to fund the Administrative License Revocation program for the purpose of conducting hearings for the Department of Public Safety. The State Office of Administrative Hearings, the Natural Resource Conservation Commission, the Public Utilities Commission and the Department of Public Safety may not enter into a contract for an amount less than the specified amounts herein above. If the State Office of Administrative Hearings determines, at the end of each fiscal year, that the amount paid under a contract exceeds the funding necessary for the division funded by that contract, it shall refund the difference. If the State Office of Administrative Hearings determines that these amounts are insufficient to fund either of the named divisions or the Administrative License Revocation program, the State Office of Administrative Hearings may enter into negotiations with the agencies named above in order to renegotiate an interagency contract in a manner which will provide additional funds to the State Office of Administrative Hearings, provided that the State Office of Administrative Hearings shall not be appropriated any state funds from such renegotiated interagency contracts until the State Office of Administrative Hearings gives prior written notice to the Legislative Budget Board and the Governor, accompanied by written permission of the affected agency.
4. **Benefit Collection.** Those state of Texas agencies that enter into contracts with the State Office of Administrative Hearings (SOAH), for the purpose of performing the hearings function, and make payments to SOAH from funding sources other than general revenue, must reimburse SOAH for employee benefit costs for salaries and wages. These reimbursements to SOAH will then be paid to the General Revenue Fund in proportion to the source of funds from which the respective salary or wage is paid.
5. **Contingency Appropriation.** Contingent on the enactment of legislation by the Seventy-sixth Legislature transferring the hearings functions of other state agencies to the State Office of Administrative Hearings (SOAH), or otherwise expanding the jurisdiction of the office, SOAH is hereby authorized to expend funds transferred to the office from those agencies or funds appropriated for the purpose of handling the expanded jurisdiction, pursuant to provisions elsewhere in this Act. Appropriations authorized pursuant to this provision may be expended only to implement the transferred functions or expanded jurisdiction.

STATE OFFICE OF ADMINISTRATIVE HEARINGS
(Continued)

6. **Hearings Activity Report.** By May 1st and November 1st of each fiscal year, the State Office of Administrative Hearings shall submit to the Legislative Budget Board and the Governor’s Office of Budget and Planning a report detailing hearings activity conducted during the prior two fiscal year quarters. The report shall indicate, for each agency served, the person hours allocated to the agency’s cases and the cost, both direct and indirect, of conducting the hearings. The report shall also indicate, for each agency served, the number of cases received, the number of cases disposed of, the number of administrative fine cases disposed of and the median number of days between the date a case is received by the State Office of Administrative Hearings and the date the case is finally disposed of, during the reporting period.
7. **Interagency Contract for Administrative Law Judge Training.** Out of funds appropriated above, the State Office of Administrative Hearings shall enter into a contract in the amount of \$25,000 with the Texas Center for the Judiciary for training of Administrative Law Judges. Any amounts not expended as of August 31, 2000 are reappropriated for the fiscal year beginning September 1, 2000.
8. **Interagency Contract for Docket Management.** Out of funds appropriated above to Strategy A.1.1., Docket Management, the State Office of Administrative Hearings shall enter into a contract with the Office of Court Administration for the purpose of implementing a docket management system in the amounts of \$79,490 in fiscal year 2000.
9. **Billing Rate for Excess Workload.** Contingent on the referral to the State Office of Administrative Hearings of unanticipated levels of work by any agency for which the State Office of Administrative Hearings provided service during fiscal year 1998, the State Office of Administrative Hearings is authorized to bill that agency at a rate of \$90 per hour for each hour of work performed during each fiscal year of the biennium that exceeds by ten percent that agency’s annual workload (case related hours) handled by the State Office of Administrative Hearings in fiscal year 1998. This rider applies only to agencies that have hearing costs paid through an appropriation of General Revenue to the State Office of Administrative Hearings based upon hearing costs from previous fiscal years.

BOARD OF ARCHITECTURAL EXAMINERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: REGISTRATION STANDARDS		
To establish and implement quality standards of professional education, internship, and examination for the registration of architects, landscape architects, and interior designers.		
Outcome (Results/Impact):		
Percent of Licensees with No Recent Violations	98%	98%
A.1.1. Strategy: REGISTRATION & RENEWAL		
Operate an efficient and comprehensive registration system, including initial registration by examination and reciprocity, and the continuing renewal of current registration.	\$ 688,041	\$ 675,983
Output (Volume):		
Number of New Licenses Issued to Individuals	536	545
Number of Licenses Renewed (Individuals)	18,956	19,146

BOARD OF ARCHITECTURAL EXAMINERS
(Continued)

A.1.2. Strategy: NATIONAL EXAMINATIONS Purchase and grade national examinations. (Estimated and non-transferable)	\$ 255,893	\$ 262,420
Total, Goal A: REGISTRATION STANDARDS	\$ 943,934	\$ 938,403
B. Goal: EDUCATION & ENFORCEMENT To establish and implement an education/enforcement program to promote compliance with laws and rules; and to swiftly and assertively enforce all laws and rules relating to the practice of the profession of architecture, landscape architecture, and interior design to ensure that the public's health, safety, and property is protected from the irresponsible practice of these professions.		
Outcome (Results/Impact): Percent of Complaints Resulting in Disciplinary Action	25%	25%
B.1.1. Strategy: PUBLIC INFORMATION Provide information to registrants, the public, building officials, and schools through mailings and presentations regarding architecture, landscape architecture, and interior design.	\$ 78,690	\$ 84,986
B.2.1. Strategy: ENFORCEMENT Promptly act and proactively enforce all laws regulated by the Board of Architectural Examiners to safeguard the life, health, property and public welfare.	\$ 211,962	\$ 224,939
Output (Volume): Complaints Resolved	630	630
Efficiencies: Average Cost per Investigation	395	395
Total, Goal B: EDUCATION & ENFORCEMENT	\$ 290,652	\$ 309,925
Grand Total, BOARD OF ARCHITECTURAL EXAMINERS	\$ 1,234,586	\$ 1,248,328
Method of Financing:		
General Revenue Fund	\$ 1,228,223	\$ 1,241,455
Appropriated Receipts	6,363	6,873
Total, Method of Financing	\$ 1,234,586	\$ 1,248,328
Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 254,719	\$ 256,842
Number of Full-time Equivalent Positions (FTE)	18.0	18.0
Number of FTEs in Riders	1.0	1.0
Schedule of Exempt Positions and Per Diem of Board Members		
Executive Director, Group 2	\$60,000	\$60,000
Per Diem of Board Members	5,340	5,340

BOARD OF ARCHITECTURAL EXAMINERS
(Continued)

1. **Fee Rates.** To provide for the recovery of costs for the preceding appropriations, the following fee rates are established pursuant to V.T.C.A., Government Code Chapter 316, Sections 316.041-316.045, to be effective during fiscal years 2000-01, beginning September 1, 1999 and September 1, 2000.

		<u>2000</u>		<u>2001</u>
(1) NCARB Examination Fee	NTE	\$525	NTE	\$525
(2) LARE Examination Fee	NTE	\$605	NTE	\$605
(3) NCIDQ Examination Fee	NTE	\$655	NTE	\$655

Any fee rates established or modified by the Board of Architectural Examiners during the 2000-01 biennium, other than those identified in this Act, shall be at the discretion of the Board as authorized by statute.

2. **Examination Fee for Architects.** The Board of Architectural Examiners may charge in excess of \$525 for the examination fee for architects provided: 1) the Board aggressively pursues actions to reduce the cost of the national examination fee; and 2) no later than August 1 of each fiscal year, the Board shall submit a report to the Legislative Budget Board which includes the actions taken by the Board to reduce the examination rate and the proposed fee to be charged effective September 1 of each fiscal year. In the event the Legislative Budget Board determines that the Board’s efforts have not resulted in a reasonable examination fee, the Board of Architectural Examiners shall take appropriate steps to develop a state examination for architects.
3. **Contingent Revenue.** Of the amounts appropriated above to the Board of Architectural Examiners in Strategy A.1.1. Registrations and Renewal, the amount of \$53,056 in fiscal year 2000 and \$43,056 in fiscal year 2001 and for the purpose of hiring an additional investigator in Strategy B.2.1 Enforcement, the amount of \$43,000 in fiscal year 2000 and \$43,000 in fiscal year 2001 is contingent on the Board of Architectural Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$207,751 in excess of \$4,178,084, (Object Code 3175), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Board of Architectural Examiners meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by one in 2000 and one in 2001. The Board of Architectural Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Architectural Examiners’ minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.
4. **Use of Temporary and Contract Workers.** It is the intent of the Legislature that the Board of Architectural Examiners reduce its use of temporary staffing service contracts in an amount equivalent to one full time employee, compared to the 1999 level of contracted employees.
5. **Appropriation of Unexpended Balances - In-State Exam Study.** Out of unexpended balances hereby appropriated, not to exceed \$25,000 for the biennium, the agency shall work in conjunction with other states to develop an action plan relating to the cost benefit analysis of developing a reciprocal in-state exam for architects. Said study shall include information relating to potential costs, implementation time-lines and a cost benefit analysis comparing all costs associated with developing, implementing and administering an in-state exam. The intent of this study is to develop an exam that provides significant costs savings for an in-state exam as compared to a national standardized exam. The agency shall report quarterly on the findings

BOARD OF ARCHITECTURAL EXAMINERS
(Continued)

of the action plan to the Governor’s Office of Budget and Planning and the Legislative Budget Board. The aforementioned report must be submitted to the Legislature on or before September 1, 2000.

BOARD OF BARBER EXAMINERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund:		
A. Goal: EXAMINE AND LICENSE		
To protect the consumer by ensuring that applicants for licensure receive a prescribed course of study from qualified instructors and that all licensees are informed of changes in the laws and rules governing barbering. To examine and license all qualified individuals.		
Outcome (Results/Impact):		
Percent of Licensees with no Recent Violations	98%	98%
A.1.1. Strategy: LICENSING		
Examine and license barbers, specialists, and teachers in Texas.	\$ 176,271	\$ 176,271
Output (Volume):		
Number of New Licenses Issued to Individuals	924	990
Number of Licenses Renewed (Individuals)	9,000	9,250
B. Goal: ENFORCEMENT		
To provide timely inspections of barber shops and barber schools; to enforce effectively the rules and regulations set forth and ensure the compliance of barber laws and regulations by the barber shops, specialty shops, schools and individual licensees. Additionally, to resolve complaints and violations on a timely basis for the protection of the consumer.		
B.1.1. Strategy: INVESTIGATIONS		
Operate a system of enforcement which includes investigating and resolving complaints and positioning of inspectors in each of the state's enforcement areas.	\$ 386,366	\$ 370,366
Output (Volume):		
Complaints Resolved	275	300
Efficiencies:		
Average Time for Complaint Resolution	55	55
Grand Total, BOARD OF BARBER EXAMINERS		
	\$ 562,637	\$ 546,637
Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 209,037	\$ 212,993
Number of Full-time Equivalent Positions (FTE)	14.0	14.0
A459-S12-01-01-P01	VIII-9	05-21-99

BOARD OF BARBER EXAMINERS
(Continued)

Schedule of Exempt Positions		
Executive Director	\$45,000	\$45,000

- 1. **Inspections and Enforcement.** None of the funds appropriated above for inspections shall be expended unless an interagency contract has been signed by the Board of Barber Examiners and the Cosmetology Commission for the purpose of maintaining a statewide crossover inspection and enforcement program during the 2000-01 biennium. A copy of the signed contract shall be sent to the Legislative Budget Board, the Governor's Office of Budget and Planning and the Comptroller of Public Accounts.
- 2. **Fee Rates.** The amounts appropriated above may be expended only if the barber certificate renewal fee is no less than \$70 per renewal period.
- 3. **Contingent Revenue.** Of the amounts appropriated above to the Board of Barber Examiners in Strategy B.1.1., Investigations, the amount of \$16,000 in fiscal year 2000 is contingent on the Board of Barber Examiners assessing fees sufficient to generate, during the 2000–01 biennium, \$16,000 in excess of \$1,701,970 (Object Code 3175), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. The Board of Barber Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Barber Examiners’ minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.
- 4. **Contingency for Senate Bill 846.** Out of the funds appropriated above in Strategy B.1.1., Investigations, the expenditure of \$18,000 in fiscal years 2000 and 2001 is hereby made contingent upon the enactment of Senate Bill 846, or similar legislation relating to certain fees and penalties applicable to the regulation of barbers, by the Seventy-sixth Legislature, Regular Session. In no event shall the amount expended out of, or transferred from, appropriations identified by this provision exceed the amount of additional revenues generated pursuant to Senate Bill 846.

BOARD OF CHIROPRACTIC EXAMINERS

	For the Years Ending	
	August 31,	August 31,
	2000	2001
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A. Goal: ENSURE PUBLIC PROTECTION		
To pursue the avenues of examination, licensure, and enforcement to insure that only qualified individuals are licensed as Doctors of Chiropractic, and that they are abiding by the laws and rules governing chiropractic in Texas; to guarantee that the public is protected from incompetent services, fraud, and misrepresentation.		
Outcome (Results/Impact):		
Percent of Licensees With No Recent Violations	99%	99%
Percent of Complaints Resulting in Disciplinary Action	13%	14%

BOARD OF CHIROPRACTIC EXAMINERS
(Continued)

A.1.1. Strategy: LICENSING	\$	168,564	\$	164,864
Operate an efficient, cost-effective, and comprehensive chiropractic certification and licensure system.				
Output (Volume):				
Number of New Licenses Issued to Individuals		297		317
Number of Licenses Renewed (Individuals)		4,611		4,758
Efficiencies:				
Average Licensing Cost per Individual License Issued		8.77		8.79
Average Licensing Cost per Facility Licensed		5.35		5.28
Explanatory:				
Total Number of Business Facilities Licensed		2,070		2,170
 A.2.1. Strategy: ENFORCEMENT	 \$	 167,564	 \$	 167,564
Operate a system of enforcement which includes investigating and resolving complaints.				
Output (Volume):				
Number of Complaints Resolved		250		280
Efficiencies:				
Average Time per Complaint Resolution (Days)		60		60
Explanatory:				
Number of Jurisdictional Complaints Received		255		270
 Total, Goal A: ENSURE PUBLIC PROTECTION	 \$	 336,128	 \$	 332,428
 Grand Total, BOARD OF CHIROPRACTIC EXAMINERS	 \$	 336,128	 \$	 332,428
 Method of Financing:				
General Revenue Fund	\$	326,128	\$	322,428
Appropriated Receipts		10,000		10,000
 Total, Method of Financing	 \$	 336,128	 \$	 332,428
 Other Direct and Indirect Costs Appropriated Elsewhere in this Act	 \$	 130,321	 \$	 132,396
 Number of Full-time Equivalent Positions (FTE)		6.0		6.0
Number of FTEs in Riders		1.0		1.0
 Schedule of Exempt Positions and Per Diem of Board Members				
Executive Director, Group 1		\$52,000		\$52,000
Per Diem of Board Members		4,050		4,050

1. **Contingent Revenue.** Of the amounts appropriated above to the Board of Chiropractic Examiners in Strategy A.1.1., Licensing, the amount of \$3,700 in fiscal year 2000, and in Strategy A.2.1., Enforcement, for the purpose of hiring an additional administrative technician, the amount of \$23,227 in fiscal year 2000 and \$23,227 in fiscal year 2001, is contingent on the Board of Chiropractic Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$62,212 in excess of \$1,442,552, (Object Code 3562, including administrative fines and penalties), contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Board of Chiropractic Examiners meeting the above revenue target, the "Number of Full-time Equivalent Positions (FTE)" figure indicated above is hereby increased by one in 2000 and one in 2001. The Board of Chiropractic Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies

BOARD OF CHIROPRACTIC EXAMINERS
(Continued)

of the Board of Chiropractic Examiners’ minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

COSMETOLOGY COMMISSION

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: LICENSING & ENFORCEMENT		
To protect the public by licensing the cosmetology profession, establishing standards for professional practice, and ensuring swift, fair, and effective enforcement of the statute so that consumers are protected from incompetent services, fraud, and misrepresentation.		
Outcome (Results/Impact):		
Percent of Licensees with no Recent Violations	98%	98%
Percent of Complaints Resulting in Disciplinary Action	60%	60%
A.1.1. Strategy: LICENSING	\$ 704,798	\$ 704,798
Examine applicants and issue individual and establishment licenses.		
Output (Volume):		
Number of New Licenses Issued to Individuals	20,000	20,000
Number of Licenses Renewed (Individuals)	85,000	85,000
Efficiencies:		
Average Licensing Cost per Individual License Issued	3.6	3.6
Average Licensing Cost per Facility License	3.6	3.6
A.2.1. Strategy: ENFORCEMENT	\$ 1,105,306	\$ 1,105,306
Enforce laws and rules by conducting inspections and investigations and, upon review of complaints, recommending disciplinary or other action to be taken.		
Output (Volume):		
Complaints Resolved	500	500
Establishments Inspected	18,500	18,500
Individual Licensees Inspected	125,000	125,000
Efficiencies:		
Average Time for Complaint Resolution	55	55
A.3.1. Strategy: PUBLIC INFORMATION	\$ 329,751	\$ 329,751
To distribute information to the general public and the cosmetology community.		
Output (Volume):		
Number of Information Packets Distributed to Individuals and Establishments.	35,000	35,000
Total, Goal A: LICENSING & ENFORCEMENT	\$ 2,139,855	\$ 2,139,855
Grand Total, COSMETOLOGY COMMISSION	\$ 2,139,855	\$ 2,139,855

COSMETOLOGY COMMISSION
(Continued)

Method of Financing:

General Revenue Fund	\$ 1,809,089	\$ 1,809,089
Appropriated Receipts	<u>330,766</u>	<u>330,766</u>
Total, Method of Financing	<u>\$ 2,139,855</u>	<u>\$ 2,139,855</u>

Other Direct and Indirect Costs Appropriated Elsewhere in this Act

\$ 739,006	\$ 744,790
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Number of Full-time Equivalent Positions (FTE)	44.5	44.5
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Schedule of Exempt Positions and Per Diem of Commission Members

Executive Director, Group 1	\$46,338	\$46,338
Per Diem of Commission Members	4,000	4,000

1. **Inspections and Enforcement.** None of the funds appropriated above for inspections shall be expended unless an interagency contract has been signed by the Board of Barber Examiners and the Cosmetology Commission for the purpose of maintaining a statewide crossover inspection and enforcement program during the 2000-01 biennium. A copy of the signed contract shall be sent to the Legislative Budget Board, the Governor's Office of Budget and Planning, and the Comptroller of Public Accounts.
2. **Appropriation: Tuition Protection Account.** The Cosmetology Commission is hereby appropriated an amount not to exceed \$70,000 for the biennium beginning September 1, 1999, from balances on hand in the Private Beauty Culture (Cosmetology) School Tuition Account No. 108 in the General Revenue Fund for the purposes of paying expenses and refunds authorized by the commission under the provisions of Section 21A, Article 8451a, V.T.C.S.
3. **Fee Rates.** To provide for the recovery of costs for the preceding appropriations, the following fee rates pursuant to the provisions of V.T.C.A., Government Code, Section 316.043 shall not be less than:
 - a. License and Renewal Fees:

(1) Individual Licenses	\$43.00
(2) Instructor Licenses	\$60.00
(3) Salon Licenses	\$55.00
(4) Independent Contractor	\$55.00
 - b. Duplicate License Fees:

(1) All Licenses	\$43.00
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4. **Limitation on Travel Expenditures.** Reimbursements for travel expenditures of the Director of Enforcement shall be limited to \$5,000 per year and may only be expended for inspections and investigations.
5. **Cosmetology School Inspections.** Cosmetology schools, with the exception of schools in districts without a designated inspector, shall be inspected by an inspector assigned to that district. Schools located in districts without a designated inspector may be inspected by the Director of Enforcement.

COSMETOLOGY COMMISSION
(Continued)

6. **Limitation on Out-of-State Travel.** None of the funds appropriated above may be used for expenditures or reimbursements of expenditures for out-of-state travel, except for the Executive Director and no more than one commission member per trip.
7. **Overnight Travel.** It is the intent of the Legislature that the Cosmetology Commission shall adopt written overnight travel policies and procedures.

CREDIT UNION DEPARTMENT

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund:		
A. Goal: EFFECTIVE SUPERVISION & REGULATION		
To effectively supervise and regulate state-chartered credit unions through enforcement of safety and soundness standards and compliance with the Texas Finance Code, and in a manner that balances the interest of the membership and the need for public confidence in the credit union system.		
Outcome (Results/Impact):		
Percentage of Credit Unions Receiving Regular Examinations Annually	90%	95%
Percentage of Safe and Sound Credit Unions	90%	90%
Percentage of Complete Charter and Bylaw Applications Approved or Denied Within 60 Days	90%	85%
A.1.1. Strategy: EXAMINE CREDIT UNIONS	\$ 1,211,250	\$ 1,252,372
Examine and monitor state-chartered credit unions for safe and sound operations and compliance with all applicable state and federal laws, rules and regulations based on a schedule determined by the credit unions' perceived risk, in the most efficient and effective manner possible.		
Output (Volume):		
Number of Examinations Performed	239	250
Efficiencies:		
Average Cost per Regular Examination	5,701	5,760
Explanatory:		
Number of State-Chartered Credit Unions	265	263
Percentage of Credit Unions Providing Services to Low Income or Underserved Populations	5%	5%
A.2.1. Strategy: PROCESS APPLICATIONS	\$ 67,044	\$ 62,322
Process, investigate and evaluate applications for amendments to bylaws and articles of incorporation, new charters, mergers/consolidations; submit requests for hearings on contested decisions to the State Office of Administrative Hearings; and follow State laws and rules regarding notification of applications received and final actions taken.		

CREDIT UNION DEPARTMENT
(Continued)

Output (Volume):		
Number of Applications Processed	130	130
Total, Goal A: EFFECTIVE SUPERVISION & REGULATION	<u>\$ 1,278,294</u>	<u>\$ 1,314,694</u>

B. Goal: ENSURE SAFETY & SOUNDNESS
Through interaction with the Credit Union Commission and the Legislature, recommend statutory and rule changes to ensure that credit unions operate in a safe and sound manner in a competitive and ever changing financial services industry.

Outcome (Results/Impact):		
Percentage of Rule Changes Provided to Credit Unions Within 60 Days After Adoption	100%	100%
B.1.1. Strategy: DEPARTMENTAL OVERSIGHT Provide oversight of departmental operations.	<u>\$ 55,864</u>	<u>\$ 52,321</u>
Grand Total, CREDIT UNION DEPARTMENT	<u><u>\$ 1,334,158</u></u>	<u><u>\$ 1,367,015</u></u>

Other Direct and Indirect Costs Appropriated Elsewhere in this Act	<u>\$ 269,119</u>	<u>\$ 289,691</u>
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Number of Full-time Equivalent Positions (FTE)	26.0	26.0
Number of FTEs in Riders	11.0	13.0

Schedule of Exempt Positions and Per Diem of Commission Members		
Commissioner, Group 3	\$90,000	\$90,000
Per Diem of Commission Members	540	540

- 1. Appropriation: Supervisions and Conservatorships.** Funds received by the Credit Union Department pursuant to supervision or conservatorship proceedings, as authorized by the Texas Finance Code (V.T.C.A., Sec. 126.101), are hereby appropriated for costs related to such proceedings, including the salary and per diem of the appointed supervisor or conservator.
- 2. Reimbursement of Advisory Committee Members.** Pursuant to V.T.C.A., Government Code, Section 2110.04, reimbursement of expenses for advisory committee members, out of funds appropriated above, is limited to the Legislative Advisory Committee.
- 3. Appropriation: Educational and Examination Receipts.** Funds received by the Credit Union Department to support staff attendance at graduate schools of banking, seminars, conferences, or other training or education activity considered by the commissioner to be of benefit to the department are hereby appropriated to the department for such purposes. The Texas Credit Union Department is also authorized to accept funds for reimbursement from the National Credit Union Share Insurance Fund, or any other insurer, for costs incidental or necessary to examination and supervision of credit unions.
- 4. Contingency Appropriation: Regulatory Response.**
 - Contingent upon a finding of fact by the Credit Union Commission that either:
 - the size of the state-chartered credit union industry under the jurisdiction of the Credit Union Department, determined either as a function of assets or number of

CREDIT UNION DEPARTMENT
(Continued)

institutions, has grown to a point where additional appropriations are deemed necessary to maintain adequate regulation of the industry; or

- (2) increased incidents of regulatory and supervisory concern regarding the safe and sound operations of credit unions under the Department’s jurisdiction have occurred to the extent that additional appropriations are deemed necessary to maintain adequate regulation of the industry; or
- (3) a reduction of federal regulatory resources applied to the Texas state-chartered credit union industry by the National Credit Union Administration has occurred to the extent that additional appropriations are deemed necessary to maintain adequate regulation of the industry;

the following amounts, or any part thereof as found to be necessary by the Credit Union Commission, are hereby appropriated to the Texas Credit Union Department out of the General Revenue Fund in an amount not to exceed \$477,267 for fiscal year 2000 and an amount not to exceed \$675,399 for fiscal year 2001 and the "Number of Full-time Equivalent Positions (FTE)" figure indicated above is hereby increased by no more than 11 for fiscal year 2000 and 13 for fiscal year 2001.

- b. None of the funds appropriated pursuant to this provision may be expended by the Texas Credit Union Department unless:
 - (1) the Credit Union Commission files a written copy of the finding of fact, referenced in subsection (a) above, with the Governor’s Office and the Legislative Budget Board; and,
 - (2) neither the Governor’s Office nor the Legislative Budget Board issues a written disapproval within 30 days of the receipt of the finding of fact.
 - (3) the appropriations in item 4(a) are also contingent upon the Department generating sufficient additional fee revenues to cover these contingency appropriations and related employee benefits and providing such information as may be deemed necessary by the Comptroller of Public Accounts to issue a finding of fact that the increased revenues will be available to fund the increased appropriations. These increased revenues must exceed \$3,411,000 (Object Code 3172) contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001.

TEXAS STATE BOARD OF DENTAL EXAMINERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: QUALITY DENTAL CARE		
To ensure quality dental care for the people of Texas.		
Outcome (Results/Impact):		
Percent of Complaints Resulting in Disciplinary Action	13%	13%
Percent of Licensees With No Recent Violations	99%	99%
A.1.1. Strategy: COMPLAINT RESOLUTION		
Conduct enforcement and compliance functions	\$ 690,640	\$ 690,640
including: investigating all complaints; prosecuting		

TEXAS STATE BOARD OF DENTAL EXAMINERS
(Continued)

those complaints through informal or formal disciplinary means; pursuing compliance with disciplinary actions and conditions; and, interacting with the public and profession on matters of law and rules.

Output (Volume):

Number of Complaints Resolved 500 500

Efficiencies:

Average Time for Complaint Resolution 350 350

Explanatory:

Number of Jurisdictional Complaints Received 500 500

A.1.2. Strategy: PEER ASSISTANCE PROGRAM \$ 131,903 \$ 131,903
Operate a Peer Assistance Program.

Output (Volume):

Number of Individuals Participating in a Peer Assistance Program 70 70

A.2.1. Strategy: LICENSURE & REGISTRATION \$ 460,164 \$ 448,664

Conduct a timely and cost effective licensing and registration process for dentists, dental hygienists, dental health care workers, and dental laboratories including a comprehensive and efficient system of administering and evaluating dental, dental hygiene, and auxiliary examinations.

Output (Volume):

Number of New Licenses Issued to Individuals 700 700

Number of Licenses Renewed (Individuals) 20,352 21,052

Efficiencies:

Average Licensing Cost for Individual License Issues 7 7

Average Licensing Cost for Facility License Issued 7.7 7.7

Explanatory:

Total Number of Business Facilities Licensed 1,042 1,063

Total, Goal A: QUALITY DENTAL CARE \$ 1,282,707 \$ 1,271,207

Grand Total, TEXAS STATE BOARD OF DENTAL EXAMINERS \$ 1,282,707 \$ 1,271,207

Method of Financing:

General Revenue Fund \$ 1,189,206 \$ 1,177,706

Appropriated Receipts 93,501 93,501

Total, Method of Financing \$ 1,282,707 \$ 1,271,207

Other Direct and Indirect Costs Appropriated Elsewhere in this Act \$ 356,858 \$ 359,393

Number of Full-time Equivalent Positions (FTE) 25.5 25.5

Number of FTEs in Riders .5 .5

Schedule of Exempt Positions and Per Diem of Board Members

Executive Director, Group 2 \$61,500 \$61,500

Per Diem of Board Members 21,840 21,840

TEXAS STATE BOARD OF DENTAL EXAMINERS
(Continued)

1. **Reimbursement of Advisory Committee Members.** Pursuant to V.T.C.A. Government Code, Section 2110.004, reimbursement of expenses for advisory committee members, out of funds appropriated above, is limited to the following advisory committees:
- a. Dental Hygiene Advisory Committee
 - b. Dental Laboratory Certification Council
2. **Contingent Revenue.** Of the amounts appropriated above to the Texas State Board of Dental Examiners in Strategy A.2.1., Licensure & Registration, the amount of \$19,666 in fiscal year 2000 and \$8,166 in fiscal year 2001 is contingent on the Texas State Board of Dental Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$32,338 in excess of \$3,106,663, (Object Code 3562), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Texas State Board of Dental Examiners meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by 0.5 in fiscal year 2000 and 0.5 in fiscal year 2001. The Texas State Board of Dental Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Texas State Board of Dental Examiners’ minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

BOARD OF PROFESSIONAL ENGINEERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: COMPETENT LICENSEES		
Provide a licensing system to assure that professional engineering in Texas is practiced only by qualified and competent Texas licensees.		
Outcome (Results/Impact):		
Percent of Licensees with no Recent Violations	99%	99%
A.1.1. Strategy: REGISTRATION & EVALUATION	\$ 411,207	\$ 411,210
Provide licensing assistance, review and evaluate all applications for licensure, and license those found to be qualified.		
Output (Volume):		
Number of New Licenses Issued to Individuals	1,850	1,850
Efficiencies:		
Average Licensing Cost per Individual License Issued	22	23
A.1.2. Strategy: EXAMINATIONS	\$ 180,150	\$ 180,150
Purchase, grade, and administer the engineering examinations provided by the National Council of Examiners for Engineering and Surveying (NCEES) required for registration. (Estimated and non-transferable)		
A.1.3. Strategy: REGISTRY SERVICES	\$ 397,865	\$ 457,865
Maintain an up-to-date registry and provide timely		

BOARD OF PROFESSIONAL ENGINEERS
(Continued)

information to license holders regarding the law,
board rules, and continuing professional competency.

Output (Volume):

Number of Licenses Renewed (Individuals)	47,200	47,500
Total, Goal A: COMPETENT LICENSEES	<u>\$ 989,222</u>	<u>\$ 1,049,225</u>

B. Goal: ENFORCE ENGINEERING ACT

To provide the public with swift, fair, and effective
enforcement of the Texas Engineering Practice Act to protect
the health, safety, and welfare of the people of Texas.

Outcome (Results/Impact):

Percent of Complaints Resulting in Disciplinary Action	30%	30%
B.1.1. Strategy: ENFORCEMENT	<u>\$ 454,048</u>	<u>\$ 454,048</u>

Investigate and reach final resolution of reported
violations of the Texas Engineering Practice Act.

Output (Volume):

Complaints Resolved	300	285
Efficiencies:		
Average Cost per Complaint Investigation	360	362

Grand Total, BOARD OF PROFESSIONAL ENGINEERS	<u><u>\$ 1,443,270</u></u>	<u><u>\$ 1,503,273</u></u>
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Method of Financing:

General Revenue Fund	\$ 1,405,770	\$ 1,465,773
Interagency Contracts	<u>37,500</u>	<u>37,500</u>

Total, Method of Financing	<u><u>\$ 1,443,270</u></u>	<u><u>\$ 1,503,273</u></u>
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Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$ 274,787	\$ 279,065
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Number of Full-time Equivalent Positions (FTE)	23.0	23.0
Number of FTEs in Riders	2.0	2.0

Schedule of Exempt Positions and Per Diem of Board Members

Executive Director, Group 3	\$75,000	\$75,000
Per Diem of Board Members	6,500	6,500

1. **Contingent Revenue.** Of the amounts appropriated above to the Board of Professional Engineers for the purpose of hiring additional investigators in Strategy B.1.1 Enforcement, the amount of \$86,000 in fiscal year 2000 and \$86,000 in fiscal year 2001 is contingent on the Board of Professional Engineers assessing fees sufficient to generate, during the 2000-01 biennium, \$197,639 in excess of \$3,222,497, (Object Code 3175), contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Board of Professional Engineers meeting the above revenue target, the "Number of Full-time Equivalent Positions (FTE)" figure indicated above is hereby increased by two in 2000 and two in 2001. The Board of Professional Engineers, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Professional Engineers' minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

BOARD OF PROFESSIONAL ENGINEERS
(Continued)

2. **Interagency Contracts for Enforcement.** Out of appropriations in Strategy B.1.1., Enforcement, the Board of Registration for Professional Engineers shall enter into interagency contracts with affected state agencies in an amount sufficient to generate, during the 2000-01 biennium, aggregate amounts not to exceed \$37,500 in each fiscal year for the purpose of enforcing the Engineering Practices Act with regard to state agencies.
3. **Contingency Appropriation: House Bill 1544.** Contingent upon the enactment of House Bill 1544, or similar legislation relating to the registration of engineering firms, by the Seventy-sixth Legislature, Regular Session, the Board of Professional Engineers is hereby appropriated \$65,554 for fiscal year 2000 and \$49,554 for fiscal year 2001 out of general revenue for the purpose of implementing that Act. Such appropriations are also contingent on the Board of Plumbing Examiners* assessing fees sufficient to generate, during the 2000-01 biennium, \$115,108 in excess of: (1) \$3,222,497, Object Code 3175, contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001, and (2) the \$197,639 required to be raised in rider 1. The Board of Professional Engineers, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of board minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. Funds appropriated by this provision may be expended for capital budget purposes, notwithstanding limitations on capital budget expenditures elsewhere in this Act.

FINANCE COMMISSION OF TEXAS

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund:		
A. Goal: INSURE SAFETY & SOUNDNESS		
To insure that the regulated financial institutions operate in a safe and sound manner and comply with all applicable state laws.		
A.1.1. Strategy: DEPARTMENTAL OVERSIGHT	\$ 196,770	\$ 196,770
Provide oversight of departmental operations		
Output (Volume):		
Number of hearings set by Administrative Law Judge	65	70
Grand Total, FINANCE COMMISSION OF TEXAS	<u>\$ 196,770</u>	<u>\$ 196,770</u>
Number of Full-time Equivalent Positions (FTE)	1.5	1.5
Schedule of Exempt Positions and Per Diem of Commission Members		
Executive Director (part-time)	\$6,427	\$6,427
Per Diem of Commission Members	2,160	2,160

1. **Unexpended Balance: Credit Research.** Any unexpended and unobligated balances remaining from appropriations for research on the availability of credit as of August 31, 2000,

* Should read "Professional Engineers."

FINANCE COMMISSION OF TEXAS
 (Continued)

in an amount not to exceed \$100,000 out of revenues collected from Loan Administration Fees, are hereby reappropriated to the Finance Commission for the same purpose for the fiscal year beginning September 1, 2000.

DEPARTMENT OF BANKING

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: EFFECTIVE REGULATION		
To ensure timely, fair, and effective supervision and regulation of the financial institutions and other licensees under our jurisdiction in order to promote a stable banking and financial services environment and provide the public with convenient, safe and competitive financial services.		
Outcome (Results/Impact):		
Percentage of Banks Receiving Examinations When Due	95%	95%
Percentage of Currency Exchange Licensees Examined by Special Audit When due	100%	100%
Percentage of Bank and Trust Applications Processed Within Statutory Time Periods	95%	95%
A.1.1. Strategy: BANK EXAMINATION	\$ 6,074,183	\$ 6,063,673
Conduct commercial bank, trust company, foreign bank agency, and foreign representative office examinations, in cooperation with federal regulatory entities, in conformance with the examination priority schedule. Maintain national accreditation. Maintain contact with, and monitor the condition of, regulated entities between examinations. Optimize efficiencies in the examination process, including automating examination procedures and reference materials. Research and report on new regulatory responses to changing industry and economic conditions. Provide the industry with electronic access to regulatory and supervisory information through the website.		
Output (Volume):		
Number of Commercial Bank Examinations Performed	150	145
Number of Trust Company, Trust Department, and EDP Examinations or Certifications and Other Specialized Reviews Performed	125	120
Explanatory:		
Percentage of State-Chartered Bank Assets in Banks Classified Safe and Sound	99%	99%
A.2.1. Strategy: NON-BANK EXAMINATION	\$ 870,673	\$ 861,476
Perform examinations based on examination priorities in coordination with state and federal regulatory and law enforcement agencies; monitor examination schedules and results to ensure exams are being performed within examination priority parameters; and coordinate with Legal Division to issue appropriate enforcement actions.		

DEPARTMENT OF BANKING
(Continued)

Output (Volume):		
Number of Special Audit Licensees Examined	650	700
A.3.1. Strategy: APPLICATION PROCESSING Enhance current systems through the automation of applications and request processing by the efficient utilization of computer and other technologies. Develop a Bank and Trust Applications Filing and Procedures Guide. Process applications and information.	<u>\$ 515,606</u>	<u>\$ 359,251</u>
Output (Volume):		
Number of Bank and Trust Applications, Notices, and Filings Completed	385	385
Total, Goal A: EFFECTIVE REGULATION	<u>\$ 7,460,462</u>	<u>\$ 7,284,400</u>
B. Goal: INDIRECT ADMINISTRATION		
B.1.1. Strategy: INDIRECT ADMINISTRATION	<u>\$ 1,793,264</u>	<u>\$ 1,772,836</u>
Grand Total, DEPARTMENT OF BANKING	<u><u>\$ 9,253,726</u></u>	<u><u>\$ 9,057,236</u></u>
Method of Financing:		
General Revenue Fund	\$ 9,110,726	\$ 8,914,236
Federal Funds	100,000	100,000
Appropriated Receipts	<u>43,000</u>	<u>43,000</u>
Total, Method of Financing	<u><u>\$ 9,253,726</u></u>	<u><u>\$ 9,057,236</u></u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 1,533,643	\$ 1,551,362
Number of Full-time Equivalent Positions (FTE)	150.0	150.0
Number of FTEs in Riders	66.5	66.5
Schedule of Exempt Positions		
Commissioner, Group 4	\$105,000	\$105,000

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for "Lease payments to the Master Lease Purchase Program" or for items with an "(MLPP)" notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

	<u>2000</u>	<u>2001</u>
Out of the General Revenue Fund:		
a. Acquisition of Information Resource Technologies		
(1) Purchase Computer Equipment	\$ 175,000	\$ 100,000
b. Acquisition of Capital Equipment and Items		
(1) Purchase of Imaging System	<u>\$ 131,923</u>	<u>\$</u>
Total, Capital Budget	<u><u>\$ 306,923</u></u>	<u><u>\$ 100,000</u></u>

DEPARTMENT OF BANKING
(Continued)

2. **Appropriation of Receipts.** Funds received by the Department of Banking pursuant to supervision or conservatorship proceedings as authorized under Texas Finance Code, Sections 35.101 - 35.113, are hereby appropriated to the department to pay costs incidental to such proceedings, including the salary and per diem expenses of the appointed supervisor or conservator (estimated to be \$5,000 each year).
3. **Contingency Appropriation: State Regulatory Response.**
 - a. Contingent upon a finding of fact by the Finance Commission that the number of exams required for the state-chartered commercial banking industry under the jurisdiction of the Department of Banking, determined either as a function of assets, number of institutions, or relative proportion of problem banks or problem bank assets in the state system, increases to a point where additional appropriations are required to maintain adequate regulation of the industry, the Department of Banking is hereby appropriated out of fee revenues collected by the department an amount not to exceed \$1,673,243 for fiscal year 2000 and \$1,673,243 for fiscal year 2001 and the "Number of Full-time Equivalent Positions (FTE)" figure indicated above is hereby increased by no more than 25.5 for fiscal year 2000 and 25.5 for fiscal year 2001.
 - b. Contingent upon a reduction of federal regulatory resources applied to the Texas state-chartered commercial banking industry, determined as a function of assets, the Department of Banking is hereby appropriated out of fee revenues collected by the department an amount not to exceed \$2,677,189 for fiscal year 2000 and \$2,677,189 for fiscal year 2001 and the "Number of Full-time Equivalent Positions (FTE)" figure indicated above is hereby increased by no more than 41 for fiscal year 2000 and 41 for fiscal year 2001.
 - c. None of the funds appropriated in items 3(a) or 3(b) above may be expended by the Department of Banking unless the Finance Commission files a finding of fact with the Governor's Office of Budget and Planning and the Legislative Budget Board and neither the Governor's Office of Budget and Planning nor the Legislative Budget Board issues a written disapproval within 30 days of the receipt of the finding of fact.
 - d. The appropriations in items 3(a) and 3(b) are also contingent upon the Department of Banking generating sufficient additional fee revenues to cover these contingency appropriations and related employee benefits, and providing such information as may be deemed necessary by the Comptroller of Public Accounts to issue a finding of fact that the increased revenues will be available to fund the increased appropriation. These increased revenues must exceed \$9,234,000 for 2000 and \$9,206,000 for 2001 (Object Code 3172) contained in the Comptroller of Public Accounts' Biennial Revenue Estimate. The revenue amounts required by this section shall be separate from, and in addition to, the requirements in Section 4 below.
4. **Contingent Revenue.** Of the amounts appropriated above to the Department of Banking for the purchase of a document imaging system in Strategy A.3.1., Application Processing, the amounts of \$197,111 in 2000 and \$26,112 in 2001 are contingent on the Department of Banking assessing fees sufficient to generate, during the 2000–01 biennium, \$918,814 in excess of \$20,179,000 contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. The Department of Banking, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Finance Commission's minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. The revenue amounts required by this section shall be separate from, and in addition to, the requirements in Section 3 above.

OFFICE OF CONSUMER CREDIT COMMISSIONER

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund:		
A. Goal: EFFECTIVE ENFORCEMENT		
To ensure prompt, fair, and effective enforcement of appropriate state and federal statutes and regulations so that consumers are protected from abusive and deceptive practices, fraud, and misrepresentation.		
Outcome (Results/Impact):		
Percent of Written Complaints Resolved Within Seven Days	95%	95%
A.1.1. Strategy: COMPLAINT RESOLUTION		
Resolve consumer complaints expeditiously and identify problem creditors and industry practices, and advise creditors and industry through information bulletins as a preventive measure.	\$ 175,000	\$ 175,000
Output (Volume):		
Number of Complaints Closed	6,000	6,500
Number of Field Investigations Initiated	80	80
B. Goal: CONSUMER PROTECTION		
To provide a quality program of consumer protection and licensure that ensures high standards for licensed credit providers and efficiently serves the market demand for fair but competitive consumer credit.		
Outcome (Results/Impact):		
Percentage of Examinations Reporting Acceptable Level of Compliance	95%	95%
Monies Returned to Consumers From Licensed Lenders	275,000	275,000
B.1.1. Strategy: EXAMINATION & ENFORCEMENT		
Examine regulated lenders and pawnshops to determine the level of compliance with appropriate statutes and regulations and initiate administrative enforcement action against licensees who commit serious violations.	\$ 1,373,298	\$ 1,351,498
Output (Volume):		
Number of Compliance Examinations Performed	2,000	2,100
B.2.1. Strategy: LICENSING INVESTIGATION		
Investigate and process applications for regulated loan, pawnshop, and pawnshop employee licenses. Continue efforts to identify unregistered creditors and achieve compliance with registration requirements.	\$ 514,162	\$ 487,500
Output (Volume):		
Number of Business Applications Processed	750	750
Number of Employee License Applications Processed	1,500	1,500
Total, Goal B: CONSUMER PROTECTION	\$ 1,887,460	\$ 1,838,998
C. Goal: CREDIT EDUCATION		
To educate consumers and credit providers about their rights, remedies and responsibilities, and to encourage		

OFFICE OF CONSUMER CREDIT COMMISSIONER
(Continued)

communication and cooperation between the credit industry,
the consumer public, and the agency.

Outcome (Results/Impact):			
Percentage of Texans Reached Through Public Service			
Announcements, Press Releases, and Distribution of Pamphlets		10%	10%
C.1.1. Strategy: CONSUMER EDUCATION			
Continue establishment of a formal education program to include public service announcements, press releases, and general information brochures made available through credit grantors and trade organizations.		\$ 70,000	\$ 70,000
Output (Volume):			
Number of Consumers Receiving In-Person Services		12,000	12,000
D. Goal: INDIRECT ADMINISTRATION			
D.1.1. Strategy: INDIRECT ADMINISTRATION		\$ 315,000	\$ 315,000
Grand Total, OFFICE OF CONSUMER CREDIT COMMISSIONER			
		\$ 2,447,460	\$ 2,398,998
Other Direct and Indirect Costs Appropriated Elsewhere in this Act			
		\$ 448,021	\$ 455,252
Number of Full-time Equivalent Positions (FTE)		47.0	47.0
Schedule of Exempt Positions			
Commissioner, Group 3		\$90,000	\$90,000

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for "Lease payments to the Master Lease Purchase Program" or for items with an "(MLPP)" notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

	2000	2001
Out of the General Revenue Fund:		
a. Acquisition of Information Resource Technologies		
(1) Purchase Computer Equipment	\$ 45,000	\$ 45,000
b. Acquisition of Capital Equipment and Items		
(1) Purchase Imaging System	\$ 48,462	
Total, Capital Budget	\$ 93,462	\$ 45,000

2. **Appropriation: Criminal Record Check Receipts.** Funds appropriated above in Strategy B.2.1., Licensing Investigation, include receipts collected pursuant to Section 14.51, Texas Finance Code, V.T.C.A.. Contingent upon certification by the Office of Consumer Credit Commissioner and verification by the Comptroller, all fees collected in excess of \$127,000 each year of the biennium are hereby appropriated to the Office of the Consumer Credit Commissioner. These funds shall be used for the sole purpose of acquiring criminal record checks from the Department of Public Safety, Federal Bureau of Investigation, or other law enforcement agency.

OFFICE OF CONSUMER CREDIT COMMISSIONER
(Continued)

3. **Contingent Revenue.** Of the amounts appropriated above to the Office of Consumer Credit Commissioner for the purchase of a document imaging system in Strategy B.1.1: Examination and Enforcement the amount of \$21,800 in 2000 and in Strategy B.2.1: Licensing Investigation the amount of \$26,662 in 2000 is contingent on the Office of Consumer Credit Commissioner assessing fees sufficient to generate, during the 2000–01 biennium, \$435,315 in excess of \$5,304,000 contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. The Office of Consumer Credit Commissioner, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Finance Commission’s minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

SAVINGS AND LOAN DEPARTMENT

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund:		
A. Goal: SAFETY AND SOUNDNESS		
To aggressively enforce safety and soundness standards in the state chartered thrift industry and compliance with the Texas Finance Code in a manner that is constructive and maintains the interest of depositors, creditors, and borrowers of savings institutions as paramount.		
Outcome (Results/Impact):		
Percent of State-Chartered S&Ls and Savings Banks Receiving Examinations as required by Priority Schedule.	100%	100%
Percent of Safe and Sound Institutions to Total S&Ls and Savings Banks	90%	90%
Percentage of Applications Receiving Final Action Within Statutory Time Frames	100%	100%
A.1.1. Strategy: EXAMINATION	\$ 558,113	\$ 549,083
Perform full and limited scope examinations and participate with federal regulators in examinations according to the Priority Examination schedule.		
Output (Volume):		
Number of Examinations Performed	25	25
Explanatory:		
Number of State-Chartered S&Ls and Savings Banks	28	28
Dollar Amount of Assets Under Regulation (in Billions)	12.6	13.2
A.2.1. Strategy: MONITORING	\$ 102,485	\$ 102,335
Identify and investigate areas of unsafe and unsound activity or adverse financial indicators such as declining capital, increasing classified assets, and operating losses. Maintain supervisory profile for each S&L and savings bank; and maintain database of persons who have been the subject of criminal		

SAVINGS AND LOAN DEPARTMENT
(Continued)

referrals. Review and evaluate reports, correspondence and requests for approval of discretionary matters.			
Efficiencies:			
Average Time (Business Days) to Complete Analysis of Quarterly Financial Data	2		2
A.2.2. Strategy: ENFORCEMENT	\$	125,758	\$ 116,759
Determine and institute appropriate regulatory responses to resolve supervisory problems in state-chartered institutions, including directives of the Commissioner or informal agreements, and formal enforcement actions such as a cease and desist order or conservatorship. Coordinate regulatory response with federal regulators.			
Output (Volume):			
Number of Formal and Informal Regulatory Actions		3	3
A.3.1. Strategy: APPLICATION PROCESSING	\$	39,510	\$ 39,585
Process, investigate and evaluate applications for new charters, new branch offices, mergers, acquisitions, and subsidiary investments, including scheduling of hearings, maintaining thrift institution corporate records and application submission and approval logs as required.			
Output (Volume):			
Number of Applications Processed		35	40
Total, Goal A: SAFETY AND SOUNDNESS	\$	825,866	\$ 807,762
B. Goal: CONSUMER RESPONSIVENESS			
To ensure responsiveness to inquiries, requests and complaints from the industry, citizens, public officials, and other state and federal governmental entities.			
Outcome (Results/Impact):			
Percentage of Complaints, Requests and Inquiries Answered Within 10 Business Days		100%	100%
B.1.1. Strategy: COMPLAINT/INQUIRY PROCESS	\$	18,463	\$ 18,486
Provide a forum for registering complaints, responding to requests and inquiries and take appropriate action when warranted.			
Output (Volume):			
Number of Consumer Complaints Completed		30	30
C. Goal: INDIRECT ADMINISTRATION			
C.1.1. Strategy: INDIRECT ADMINISTRATION	\$	148,841	\$ 137,307
Grand Total, SAVINGS AND LOAN DEPARTMENT	\$	993,170	\$ 963,555
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$	231,822	\$ 235,760

SAVINGS AND LOAN DEPARTMENT
(Continued)

Number of Full-time Equivalent Positions (FTE)	17.0	17.0
Number of FTEs in Riders	15.0	23.0
Schedule of Exempt Positions		
Commissioner, Group 3	\$92,676	\$92,676

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for "Lease payments to the Master Lease Purchase Program" or for items with an "(MLPP)" notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

	<u>2000</u>	<u>2001</u>
Out of the General Revenue Fund:		
a. Acquisition of Capital Equipment and Items		
(1) Purchase Imaging System	\$ 29,615	\$
Total, Capital Budget	<u>\$ 29,615</u>	<u>\$ 0</u>

2. **Appropriation of Receipts.** Funds received by the Texas Savings and Loan Department pursuant to supervision and conservatorship proceedings authorized by Subchapter B, Texas Finance Code, V.T.C.A. and Subchapter C, Texas Finance Code, V.T.C.A., are hereby appropriated to the department to pay costs incidental to such proceedings, including the salary and per diem expenses of the appointed supervisory agent.
3. **Federal Per Diem Authorized.** Financial Institutions Examiners employed by the Savings and Loan Department, when (1) traveling on official state business related to the examining function of the Savings and Loan Department and (2) participating in either a joint or concurrent examination with the Office of Thrift Supervision, the Federal Deposit Insurance Corporation, or their successors, shall be authorized reimbursement for travel expenses at a rate of per diem equal to that of the participating federal regulatory agency.
4. **Contingency Appropriation: Regulatory Response.**
- a. Contingent upon a finding of fact by the Finance Commission that either:
- (1) the size of the state-chartered thrift industry under the jurisdiction of the Savings and Loan Department, determined either as a function of assets or number of institutions, has grown to a point where additional appropriations are deemed necessary to maintain adequate regulation of the industry; or
- (2) increased incidents of regulatory and supervisory concern regarding the safe and sound operations of thrift institutions under the department's jurisdiction have occurred to the extent that additional appropriations are deemed necessary to maintain adequate regulation of the industry; or
- (3) a reduction of federal regulatory resources applied to the Texas state-chartered thrift industry by the Office of Thrift Supervision, the Federal Deposit Insurance Corporation or their successors, has occurred to the extent that additional appropriations are deemed necessary to maintain adequate regulation of the industry; the following amounts, or any part thereof as found to be necessary by the Finance Commission, are hereby appropriated to the Texas Savings and Loan Department out

SAVINGS AND LOAN DEPARTMENT (Continued)

of fee revenues collected by the department: an amount not to exceed \$678,000 for fiscal year 2000 and an amount not to exceed \$1,162,000 for fiscal year 2001 and the "Number of Full-time Equivalent Positions (FTE)" figure indicated above is hereby increased by no more than 10.0 for fiscal year 2000 and 18.0 for fiscal year 2001.

- b. None of the funds appropriated pursuant to this provision may be expended by the Texas Savings and Loan Department unless:
 - (1) the Finance Commission files a written copy of the finding of fact, referenced in subsection (a) above, with the Governor's Office and the Legislative Budget Board; and
 - (2) neither the Governor's Office nor the Legislative Budget Board issues a written disapproval within 30 days of the receipt of the finding of fact.
 - (3) The appropriations in item 4(a) are also contingent upon the Department generating sufficient additional fee revenues to cover these contingency appropriations and related employee benefits and providing such information as may be deemed necessary by the Comptroller of Public Accounts to issue a finding of fact that the increased revenues will be available to fund the increased appropriations. These increased revenues must exceed \$1,188,000 for 2000 and \$1,187,000 for 2001 (Object Code 3172) contained in the Comptroller of Public Accounts' Biennial Revenue Estimate. The revenue amounts required by this section shall be separate from, and in addition to, the requirements in Section 5 below.
- 5. **Contingent Revenue.** Of the amounts appropriated above to the Savings and Loan Department for the purchase of a document imaging system in Strategy A.1.1., Examination, the amount of \$8,885 in 2000, in Strategy A.2.2., Enforcement, the amount of \$8,885 in 2000 and in Strategy C.1.1, Indirect Administration, the amounts of \$16,195 in 2000 and \$4,350 in 2001 are contingent on the Savings and Loan Department assessing fees sufficient to generate, during the 2000–01 biennium, \$49,003 in excess of \$2,375,000 (Object Code 3172) contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. The Savings and Loan Department, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Finance Commission's minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. The revenue amounts required by this section shall be separate from, and in addition to, the requirements in Section 4 above.
- 6. **Contingency Appropriation: Senate Bill 1074.** Contingent upon the enactment of Senate Bill 1074, or similar legislation relating to the licensing of mortgage brokers by the Seventy-sixth Legislature, Regular Session, the Savings and Loan Department is hereby appropriated \$400,039 in fiscal year 2000 and \$275,106 in fiscal year 2001 for the purpose of implementing that Act. Such appropriations are also contingent on the Savings and Loan Department assessing fees sufficient to generate, during the 2000-01 biennium, \$757,363 in excess of: (1) \$2,375,000 (Object Code 3172) contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001, and (2) the \$49,003 required to be raised in rider 5. The Savings and Loan Department, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Finance Commission's minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. Also contingent on: (1) the enactment of Senate Bill 1074, or similar legislation, and (2) the Savings

SAVINGS AND LOAN DEPARTMENT
(Continued)

and Loan Department meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by five in 2000 and five in 2001.

FUNERAL SERVICE COMMISSION

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: COMPETENT LICENSEES		
To manage a program of examination and licensure that ensures the development of competent funeral professionals with high standards of professional and ethical conduct.		
Outcome (Results/Impact):		
Percent of Licensees with no Recent Violations	96%	96%
A.1.1. Strategy: LICENSING REQUIREMENTS		
Issue and renew licenses, manage a provisional licensing program and monitor continuing education requirements.	\$ 132,377	\$ 132,378
Output (Volume):		
Number of New Licenses Issued to Individuals	388	388
B. Goal: ENFORCE STANDARDS		
To aggressively and effectively provide enforcement and protect the public from incompetent services and unethical conduct.		
Outcome (Results/Impact):		
Percent of Complaints Resulting in Disciplinary Action	50%	50%
B.1.1. Strategy: INSPECTIONS		
To provide enforcement through a vigorous program of inspections and investigations.	\$ 247,448	\$ 247,448
Output (Volume):		
Number of Complaints Resolved	150	150
Efficiencies:		
Average Time for Complaint Resolution	140	140
B.2.1. Strategy: RULE COMPLIANCE		
Review investigated complaints and recommend disciplinary or other action.	\$ 121,550	\$ 121,550
Output (Volume):		
Number of Licenses Revoked or Suspended (Individuals)	5	5
Total, Goal B: ENFORCE STANDARDS	\$ 368,998	\$ 368,998
Grand Total, FUNERAL SERVICE COMMISSION	\$ 501,375	\$ 501,376
Method of Financing:		
General Revenue Fund	\$ 496,375	\$ 496,376
Appropriated Receipts	5,000	5,000
Total, Method of Financing	\$ 501,375	\$ 501,376

FUNERAL SERVICE COMMISSION
(Continued)

Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$	92,031	\$	93,061
Number of Full-time Equivalent Positions (FTE)		10.0		10.0
Schedule of Exempt Positions and Per Diem of Board Members				
Executive Director		\$43,680		\$43,680
Per Diem of Board Members		3,850		3,850

1. **Contingency Appropriation for Agency Transfer.** Funds appropriated above for fiscal years 2000–2001 for the Texas Funeral Service Commission are made contingent on the continuation of the Texas Funeral Service Commission by the Legislature. In the event the agency’s functions are transferred to another state agency, the funds appropriated above are hereby appropriated to the successor agency.

DEPARTMENT OF INSURANCE

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: ENCOURAGE FAIR COMPETITION		
Encourage fair competition in the insurance industry.		
Outcome (Results/Impact):		
Percent of Agent License Filings Completed Within 15 Days	92%	92%
Percent of Statutory Rate and Form Filings Completed Within 90 Days	80%	80%
Number of Automobiles Covered by Voluntary Policies as a Percent of Total Private Passenger Automobiles in Underserved Markets	60%	60%
Percent of Market Assistance Program (MAP) Applications Eligible for Referral Resulting in the Issuance of a Residential Property Insurance Policy	50%	50%
A.1.1. Strategy: PROMOTE COMPETITION	\$ 11,112,510	\$ 11,112,510
Collect and analyze market data, provide information to consumers and industry, and process rates, forms and other required filings.		
Output (Volume):		
Number of Inquiries Answered	343,500	346,800
Number of Rate Guides Distributed	325,000	400,000
Number of Life/Health Insurance Filings Completed	24,500	24,500
Number of HMO Form Filings Completed	3,600	3,600
Explanatory:		
Total Number of Licensed Agents	176,000	176,000
Number of Licensed HMOs	72	74
A.1.2. Strategy: PROMOTE UNDERSERVED COVERAGE	\$ 308,714	\$ 308,714
Identify underserved markets and create incentives and implement requirements for insurers to write in underserved markets.		
Explanatory:		
Total Number of Market Assistance Program (MAP) Applications Eligible for Referral	90	90

DEPARTMENT OF INSURANCE
(Continued)

A.2.1. Strategy: INVESTIGATION/ENFORCEMENT	\$	4,919,399	\$	4,919,399
Respond promptly to complaints against insurers, agents, and other regulated entities; assist consumers in recovering valid claims; investigate apparent patterns of unlawful or questionable trade practices in the insurance industry; and bring enforcement actions as appropriate.				
Output (Volume):				
Number of Complaints Resolved		23,750		24,750
Dollar Amount Returned to Consumers Through Complaint Resolution		24,000,000		26,000,000
Number of Contested Cases Closed		120		120
Efficiencies:				
Average Response Time (Days) to Complaints		38		38
A.2.2. Strategy: INSURER FRAUD	\$	<u>928,850</u>	\$	<u>928,850</u>
Investigate potential insurer fraud and initiate legal action when appropriate.				
Output (Volume):				
Number of Referrals of Alleged Insurer Fraud to Attorney General, District Attorney, or Other Appropriate Agency or Law Enforcement Authorities		65		70
Total, Goal A: ENCOURAGE FAIR COMPETITION	\$	<u>17,269,473</u>	\$	<u>17,269,473</u>

B. Goal: INSURANCE INDUSTRY FINANCIAL HEALTH
Encourage the financial health of the insurance industry through monitoring and regulation.

Outcome (Results/Impact):				
Percent of Companies Subject to Statutorily Mandated Examinations Intervals That Received a Comprehensive On-Site Examination During the Fiscal Year		32%		28%
Special Deputy Receiver Receivership Asset Recovery Expenses as a Percent of the Total Dollars Collected by Special Deputy Receivers		30%		30%
Average Number of Days From Company "At Risk" Identification to the Date of Solvency-Related Regulatory Action		42		42
Percent of Companies Rehabilitated After TDI Solvency-Related Intervention		18%		19%
B.1.1. Strategy: INSURERS FINANCIAL CONDITION	\$	11,883,361	\$	11,883,361
Analyze the financial condition of insurers, identify weak companies, and rehabilitate, liquidate or take other action against financially weak companies.				
Output (Volume):				
Number of Entities Receiving TDI Solvency-Related Intervention		25		22
Number of Holding Company Transactions Reviewed		750		750
Number of Actuarial Exams Completed		80		80
Number of On-Site Examinations Conducted		175		175
Efficiencies:				
Average State Cost per Examination		24,312		24,312
Explanatory:				
Dollar Amount (Millions) of Insurance Company Insolvencies		11.18		13.42
Number of Estates Placed in Receivership		5		6

C. Goal: DECREASE INDUSTRY LOSS COSTS
Decrease insurance industry loss costs.

Outcome (Results/Impact):				
Percent of Fire Inspections That Meet Inspection Requirements		90%		90%
Percent of Windstorm Inspections that Result in an "Approved" Status Code		40%		40%

DEPARTMENT OF INSURANCE
(Continued)

C.1.1. Strategy: LOSS CONTROL PROGRAMS	\$	3,062,790	\$	3,062,790
Inspect insurance loss control programs offered to policyholders, and assure compliance with filed property schedules and windstorm construction codes.				
Output (Volume):				
Number of Windstorm Inspections Completed		51,000		51,000
Number of Inspections of Insurer Loss Control Programs Completed		240		240
Number of Fire Safety Oversight Inspections Completed		1,200		1,200
Efficiencies:				
Average Cost Per Windstorm Inspection		32.5		32.5
C.1.2. Strategy: PROVIDER/CONSUMER FRAUD	\$	<u>1,138,924</u>	\$	<u>1,138,924</u>
Investigate possible provider fraud and consumer fraud and refer violations for prosecution when appropriate.				
Output (Volume):				
Number of Referrals of Alleged Consumer and Provider Fraud to Attorney General, District Attorney or Other Appropriate Agency or Law Enforcement Authorities		75		75
Total, Goal C: DECREASE INDUSTRY LOSS COSTS	\$	<u>4,201,714</u>	\$	<u>4,201,714</u>
D. Goal: REDUCE LOSS OF LIFE AND PROPERTY				
Reduce Loss of Life and Property Due to Fire.				
Outcome (Results/Impact):				
Percent of Referred SFMO Criminal Investigations Resulting in Enforcement/Legal Action		60%		60%
Percent of Registrations, Licenses, and Permits Issued, After Receipt of a Completed Application, Within 20 Days to Fire Alarm, Fire Extinguisher, Fire Sprinkler, and Fireworks Firms, Individuals and Other Entities		95%		95%
D.1.1. Strategy: FIRE PROTECTION	\$	3,660,449	\$	3,660,449
Provide fire prevention and fire safety presentations, and enforce regulations related to fire safety through investigation, analysis of evidence, inspection of property, and licensing of the fire protection and fireworks industry.				
Output (Volume):				
Number of Fire Investigations Completed		350		350
Number of Registrations, Licenses, and Permits Issued to Fire Alarm, Fire Extinguisher, Fire Sprinkler and Fireworks Firms, Individuals, and Other Regulated Entities		9,500		8,700
E. Goal: INDIRECT ADMINISTRATION				
E.1.1. Strategy: CENTRAL ADMINISTRATION	\$	4,381,947	\$	4,381,947
E.1.2. Strategy: INFORMATION RESOURCES	\$	4,165,176	\$	4,165,176
E.1.3. Strategy: OTHER SUPPORT SERVICES	\$	<u>1,866,637</u>	\$	<u>1,866,637</u>
Total, Goal E: INDIRECT ADMINISTRATION	\$	<u>10,413,760</u>	\$	<u>10,413,760</u>
Grand Total, DEPARTMENT OF INSURANCE	\$	<u><u>47,428,757</u></u>	\$	<u><u>47,428,757</u></u>

DEPARTMENT OF INSURANCE
(Continued)

Method of Financing:

General Revenue Fund - Dedicated - Texas Department of Insurance Operating Fund Account No. 036	\$ 47,003,807	\$ 47,003,807
Appropriated Receipts	372,150	372,150
Interagency Contracts	<u>52,800</u>	<u>52,800</u>
Total, Method of Financing	<u><u>\$ 47,428,757</u></u>	<u><u>\$ 47,428,757</u></u>

Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$ 15,148,044	\$ 15,263,243
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Number of Full-time Equivalent Positions (FTE)	1,045.5	1,045.5
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Schedule of Exempt Positions		
Commissioner of Insurance, Group 6	\$157,500	\$157,500

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for "Lease payments to the Master Lease Purchase Program" or for items with a "(MLPP)" notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

	<u>2000</u>	<u>2001</u>
Out of the General Revenue Fund - Dedicated - Texas Department of Insurance Operating Fund Account No. 036:		
a. Acquisition of Information Resource Technologies		
(1) Acquisition of Resource Information Technologies (00/01)	\$ <u>1,206,721</u>	\$ <u>1,206,721</u>
Total, Capital Budget	<u><u>\$ 1,206,721</u></u>	<u><u>\$ 1,206,721</u></u>

2. **Appropriation Source, Rehabilitation of Insurance Companies.** Of the amounts appropriated above, \$125,000 each year of the biennium is from fees that the Department of Insurance shall collect from companies that are successfully rehabilitated by the Department. Fees collected and appropriated above shall be in amounts sufficient to cover, yet not exceed, costs of rehabilitating those companies. Any such fees collected in excess of \$125,000 each year of the biennium are also hereby appropriated for the biennium beginning September 1, 1999, for the sole purpose of the rehabilitation of other insurance companies pursuant to Sec. 17(a) of Article 21.28A of the Texas Insurance Code.
3. **NAIC Company Database.** Funds appropriated above include \$2,500,000 for the biennium from the General Revenue Fund-Dedicated for payment of company fees to the National Association of Insurance Commissioners for NAIC use of insurance company statistical reports in the NAIC national database. Such payments are necessary under provisions of the Insurance Code, Art. 1.11(b), and directly support availability of the NAIC database to the agency for monitoring financial solvency of insurance companies licensed in the State of Texas.
4. **State Support for NAIC Activities.** The agency is prohibited from using resources in support of the National Association of Insurance Commissioners in the absence of NAIC accreditation

DEPARTMENT OF INSURANCE (Continued)

of the Texas Department of Insurance for compliance with NAIC Financial Regulation Standards. The prohibition would be effective immediately upon loss of accreditation. The only exceptions to this prohibition shall be limited to expenditures necessary for (1) continued Departmental use of the NAIC database for monitoring financial solvency of companies doing business in Texas; (2) solvency-related training; and (3) efforts to regain accreditation. The prohibition on using resources does not apply in the event that the commissioner voluntarily determines not to participate in the state insurance department accreditation program.

5. **Liquidation Oversight and Title Examiner Full-Time Equivalent Positions.** In addition to the full-time equivalent positions authorized above, an additional 32.5 full-time equivalent positions are authorized for each year of the 2000-01 biennium to support liquidation oversight and title examiner activities. These positions are excluded from the FTE cap.
6. **Appropriations Limited to Revenue Collections.** The application of special provisions limiting appropriations to revenue collections elsewhere in this Article shall be consistent with relevant statutory provisions governing the agency's assessment of tax rates and fees. As provided by the Texas Insurance Code, the commissioner shall take into account unexpended funds in the preceding year when adjusting rates of assessment necessary to pay all expenses of regulating insurance and conducting the operations of the State Fire Marshal during the succeeding year.
7. **Reimbursement of Advisory Committee Members.** Pursuant to V.T.C.A., Government Code, Section 2110.004 and out of funds appropriated above, reimbursement of advisory committee members from funds appropriated to the Texas Department of Insurance is limited to the following: HMO Solvency Surveillance Committee, Building Code Advisory Committee, Executive Committee for Market Assistance Program (MAP), Utilization Review Advisory Committee, Fire Alarm Advisory Committee, Fire Sprinkler Advisory Committee, Fire Extinguisher Advisory Committee, and Fireworks Advisory Committee.
8. **Travel Cap.** Out of the funds appropriated above, expenditures for travel by the Texas Department of Insurance are limited to \$1,827,915 in fiscal year 2000 and \$1,827,915 in fiscal year 2001. Of these amounts, \$850,000 in fiscal year 2000 and \$850,000 in fiscal year 2001 shall be utilized solely for the purpose of financial examinations.
9. **Maintenance Tax on Gross Premiums.** It is the intent of the Legislature that during the 2000-01 biennium the Texas Department of Insurance shall not increase its maintenance tax on the gross premiums of any line of insurance to compensate for expenditures by the Texas Forest Service from the Texas Department of Insurance Operating Fund Account 0036 for the Wildfire Protection Plan.
10. **Contingency Appropriation: House Bill 2253.** Contingent upon enactment of House Bill 2253, or similar legislation relating to the operation of the catastrophe reserve trust fund by the Seventy-sixth Legislature, Regular Session, the Department of Insurance is hereby appropriated \$2,000,000 in 2000 and \$2,000,000 in 2001 out of the Texas Department of Insurance Operating Fund Account 0036 for the purpose of maintaining the catastrophe reserve trust fund. The amount specified immediately above shall constitute the contribution of the state to the funding of the catastrophe reserve trust fund. Such appropriations are also contingent on the Department of Insurance assessing fees sufficient to generate, during the 2000-01 biennium, \$4,000,000 in excess of \$78,774,000 (Object Code 3203) contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001.
11. **Contingency Appropriation: Senate Bill 677.** Contingent upon enactment of Senate Bill 677, or similar legislation relating to the creation and operation of the Windstorm Building Code Advisory Committee by the Seventy-sixth Legislature, Regular Session, travel expenses for members of the Windstorm Building Code Advisory Committee may be reimbursed pursuant to V.T.C.A. Government Code, Section 2110.04 out of funds appropriated above.

DEPARTMENT OF INSURANCE
(Continued)

12. **Contingency Appropriation: House Bill 1919.** Contingent upon enactment of House Bill 1919, or similar legislation by the Seventy-sixth Legislature, Regular Session, relating to the legislative review of health care benefits that are mandated to be provided by health benefit plans, the Department of Insurance is hereby allocated \$250,000 out of funds appropriated above for the purposes of implementing this Act. Any unexpended balances of these funds remaining as of August 31, 2000 are hereby appropriated to the Department of Insurance for the same purpose.

OFFICE OF PUBLIC INSURANCE COUNSEL

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund:		
A. Goal: ADVOCATE FOR INSURANCE CONSUMERS		
To advocate positions advantageous to Texas consumers forcefully and effectively in rate hearings, rulemaking, court proceedings, and other public forums involving insurance matters.		
Outcome (Results/Impact):		
Percentage of Industry-Wide Rate Hearings in Which OPIC Participated	100%	100%
Percentage of Analyzed Rate and Rulemaking Proceedings in Which OPIC Participated	50%	50%
Savings to Consumers as a Result of Rate Hearings Participation (in Millions)	750	750
A.1.1. Strategy: PARTICIPATE IN RATE/RULE HEARINGS		
Actively participate in industry-wide rate hearings, analyzed rate filings, and rulemaking proceedings on behalf of Texas insurance consumers by using expert witnesses, providing staff and consumer testimony, and relying on staff research and staff attorneys.	\$ 797,219	\$ 797,219
Output (Volume):		
Number of Industry-Wide Rate Hearings in Which OPIC Participated	6	5
Number of Analyzed Rate Filings in Which OPIC Participated	5	5
Number of Rulemaking Proceedings in Which OPIC Participated	40	40
A.2.1. Strategy: INFORMATION AND RESEARCH		
Provide information and research assistance to the Legislature and Executive Branch, including results of ad hoc special research or analytical projects for current issues. Participate in judicial proceedings.	\$ 96,723	\$ 96,723
Output (Volume):		
Number of Judicial Proceedings (Appellate and Otherwise) in Which OPIC Participated as a Party of Record	2	2
Total, Goal A: ADVOCATE FOR INSURANCE CONSUMERS		
	\$ 893,942	\$ 893,942

OFFICE OF PUBLIC INSURANCE COUNSEL
(Continued)

B. Goal: INCREASE CONSUMER CHOICE		
To increase effective consumer choice by educating Texas insurance consumers about their rights and responsibilities and about the operation of Texas insurance markets, and to obtain market information which results in rate, rule, or legislative proposals benefiting Texas insurance consumers.		
Outcome (Results/Impact):		
Percent of Texas Insurance Consumers Reached by OPIC Outreach Efforts	50%	50%
B.1.1. Strategy: INSURANCE INFORMATION	\$ 285,284	\$ 285,284
To contact Texas consumers to obtain market information and to provide consumers with information needed in order to make informed choices by conducting issue research, producing informational materials, and making public presentations, and formulating and revising consumer bills of rights.		
Output (Volume):		
Number of Newsletters and Report Cards Produced and Distributed	28,000	28,000
Number of Releases Produced and Interviews Given and Newspaper Op-ed Columns Produced	38	38
Grand Total, OFFICE OF PUBLIC INSURANCE COUNSEL	<u>\$ 1,179,226</u>	<u>\$ 1,179,226</u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 293,541	\$ 294,390
Number of Full-time Equivalent Positions (FTE)	18.0	18.0
Schedule of Exempt Positions		
Public Counsel, Group 2	\$75,000	\$75,000

BOARD OF PROFESSIONAL LAND SURVEYING

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund:		
A. Goal: LICENSING & ENFORCEMENT		
To ensure that the residents of Texas will be able to obtain competent and accurate surveys prepared by qualified surveyors capable of meeting or exceeding the Professional and Technical Standards of Practice for surveying in Texas.		
Outcome (Results/Impact):		
Percent of Licensees with no Recent Violations	98%	98%
Percent of Documented Complaints Resolved Within Six Months	58%	58%

BOARD OF PROFESSIONAL LAND SURVEYING
(Continued)

A.1.1. Strategy: LICENSING AND EDUCATION	\$	310,121	\$	310,121
The board will examine applicants and regulate practicing surveyors, licensing only competent surveyors who must maintain competency through the completion of continuing education courses.				
Output (Volume):				
Number of New Licenses Issued to Individuals		40		40
Number of Licenses Renewed (Individuals)		2,863		2,863
Complaints Resolved		40		40
Efficiencies:				
Average Licensing Cost per Individual License Issued		6.5		6.5
Median Time for Complaint Resolution		180		180
A.1.2. Strategy: EXAMINATION	\$	<u>8,400</u>	\$	<u>8,400</u>
Purchase and grade the national exam. (Estimated and non-transferable)				
Output (Volume):				
Individuals Examined (National Exam)		140		140
Total, Goal A: LICENSING & ENFORCEMENT	\$	<u>318,521</u>	\$	<u>318,521</u>
Grand Total , BOARD OF PROFESSIONAL LAND SURVEYING	\$	<u><u>318,521</u></u>	\$	<u><u>318,521</u></u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act				
	\$	46,217	\$	46,775
Number of Full-time Equivalent Positions (FTE)		4.0		4.0
Schedule of Exempt Positions and Per Diem of Board Members				
Executive Director, Group 1		\$47,000		\$47,000
Per Diem of Board Members		6,460		6,460
1. Fee Rates. To provide for the recovery of costs for the preceding appropriations, the following fee rates shall be in effect for fiscal years 2000 and 2001, pursuant to the provisions of V.T.C.A., Government Code, Section 316.043 :				
a. Certificate Renewal:				
(1) Registered Professional Surveyors		Not less than \$115.00 or more than \$125.00		
(2) Licensed State Land Surveyors		\$ 35.00		
b. Examination Fee:				
(1) Registered Professional Surveyors		\$125.00		

DEPARTMENT OF LICENSING AND REGULATION

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: LICENSING		
To effectively serve the public by licensing, certifying, and registering qualified individuals and businesses, and provide information concerning the regulated industries.		
Outcome (Results/Impact):		
Percent of Applications Processed Within Established Time Frames	85%	87%
Percent of Licensees With No Recent Violations	96%	96%
A.1.1. Strategy: LICENSE/REGISTER/CERTIFY	\$ 540,661	\$ 540,661
Issue licenses, registrations, and certificates to qualified applicants.		
Output (Volume):		
Number of New Licenses Issued	18,750	19,090
Number of Licenses Renewed	36,300	36,960
Efficiencies:		
Average Cost per License Issued	10.87	10.84
Explanatory:		
Number of Certificates of Insurance Processed	21,828	23,355
Total Number of Individuals Licensed	31,444	34,588
Total Number of Facilities Licensed	87,363	93,904
A.1.2. Strategy: EXAMINATIONS	\$ 155,062	\$ 155,062
Administer exams to applicants.		
A.1.3. Strategy: DISTRIBUTE INFORMATION	\$ 85,988	\$ 85,988
Develop and distribute information about regulated industries.		
Total, Goal A: LICENSING	<u>\$ 781,711</u>	<u>\$ 781,711</u>
B. Goal: ENFORCEMENT		
To protect the public by enforcing laws administered by the agency.		
Outcome (Results/Impact):		
Percent of Complaints Resulting in Disciplinary Action	30%	30%
Percent of Building Architectural Barrier Inspections Completed Within Statutory Time Limits	84%	88%
Percent of Building Plan Reviews Completed Within Thirty Days	90%	93%
Inspection Coverage Rate	89	91
Percentage of Boilers Inspected for Certification Within Appropriate Timelines	84%	89%
B.1.1. Strategy: CONDUCT INSPECTIONS	\$ 3,010,346	\$ 3,010,346
To enforce laws by conducting routine, complex, and special inspections.		
Output (Volume):		
Number of Inspections Completed by Agency Staff	27,291	27,906
Number of Building Plans Reviewed for Architectural Barriers by Agency Staff	3,385	3,470
Efficiencies:		
Average Number of Months to Complete Architectural Barrier Inspections by Agency Staff	13	12
Average Number of Days to Complete Building Plan Reviews for Architectural Barriers by Agency Staff	29	21

DEPARTMENT OF LICENSING AND REGULATION
(Continued)

B.1.2. Strategy: RESOLVE COMPLAINTS	\$ 1,401,317	\$ 1,401,317
To enforce compliance through timely case settlements and prosecutions, administrative penalties, and sanctions.		
Output (Volume):		
Number of Complaints Resolved	2,003	2,003
Efficiencies:		
Average Time for Consumer Complaint Resolution	120	120
Explanatory:		
Number of Jurisdictional Complaints	2,014	2,014
Total, Goal B: ENFORCEMENT	<u>\$ 4,411,663</u>	<u>\$ 4,411,663</u>
C. Goal: INDIRECT ADMINISTRATION		
C.1.1. Strategy: CENTRAL ADMINISTRATION	\$ 562,541	\$ 562,541
C.1.2. Strategy: INFORMATION RESOURCES	\$ 331,377	\$ 331,377
C.1.3. Strategy: OTHER SUPPORT SERVICES	<u>\$ 196,079</u>	<u>\$ 196,079</u>
Total, Goal C: INDIRECT ADMINISTRATION	<u>\$ 1,089,997</u>	<u>\$ 1,089,997</u>
Grand Total, DEPARTMENT OF LICENSING AND REGULATION	<u><u>\$ 6,283,371</u></u>	<u><u>\$ 6,283,371</u></u>
Method of Financing:		
General Revenue Fund	\$ 6,132,430	\$ 6,132,430
Appropriated Receipts	100,232	100,232
Interagency Contracts	25,709	25,709
Auctioneer Education and Recovery Trust Fund No. 898	<u>25,000</u>	<u>25,000</u>
Total, Method of Financing	<u><u>\$ 6,283,371</u></u>	<u><u>\$ 6,283,371</u></u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$ 1,785,289	\$ 1,818,837
Number of Full-time Equivalent Positions (FTE)	139.5	139.5
Number of FTEs in Riders	5.0	5.0
Schedule of Exempt Positions		
Commissioner, Group 3	\$70,000	\$70,000

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for "Lease payments to the Master Lease Purchase Program" or for items with an "(MLPP)" notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

DEPARTMENT OF LICENSING AND REGULATION
(Continued)

	<u>2000</u>	<u>2001</u>
Out of the General Revenue Fund:		
a. Acquisition of Information Resource Technologies		
(1) Replacement of Obsolete Personal Computers, Printers and Servers	\$ 133,381	\$ 132,600
(2) Imaging System	<u>\$ 110,000</u>	<u>\$</u>
Total, Acquisition of Information Resource Technologies	<u>\$ 243,381</u>	<u>\$ 132,600</u>
b. Transportation Items		
(1) Passenger Vehicle Fleet Replacement	<u>\$ 73,184</u>	<u>\$</u>
Total, Capital Budget	<u><u>\$ 316,565</u></u>	<u><u>\$ 132,600</u></u>
2. Appropriation: Travel Expenses and Fee Reimbursements . Funds appropriated above include reimbursements for travel expenses and special inspection fees collected pursuant to V.T.C.A., Health and Safety Code, Chapter 755.030, Boilers Fees. Contingent upon certification by the Department of Licensing and Regulation and verification by the Comptroller, all fees collected in excess of \$181,000 each year of the biennium are hereby appropriated to the Texas Department of Licensing and Regulation.		
3. Auctioneer Education and Recovery . Funds appropriated above include all revenue deposited to the Auctioneer Education and Recovery Fund for the purpose and in the amounts specified in V.T.C.S. Article 8700, Section 5A., not to exceed \$25,000 in each fiscal year from the interest on the fund.		
4. Elimination of Architectural Barriers . Out of the General Revenue appropriated above, \$1,546,663 for each year of the biennium, is appropriated from fees collected pursuant to V.T.C.S., Article 9102 for the purposes of administering and enforcing the Architectural Barrier Act, and any fees collected above those annual amounts are hereby appropriated to the Department of Licensing and Regulation for the same purpose.		
5. Reimbursement of Advisory Committee Members . Pursuant to V.T.C.A., Government Code, Section 2110.004, reimbursement of expenses for advisory committee members, out of funds appropriated above, is limited to the following advisory committees: Industrialized Housing and Building Code Council, Water Well Drillers Advisory Council, Architectural Barriers Advisory Committee, Air Conditioning and Refrigeration Contractors Advisory Board, Board of Boiler Rules, Elevator Advisory Board, Property Tax Consultants Advisory Council.		
6. Elevators, Escalators, and Related Equipment . Out of the General Revenue appropriated above, \$516,677 for each year of the biennium, is appropriated from fees collected pursuant to V.T.C.A., Health and Safety Code Chapter 754, Subchapter B for the purposes of administering and enforcing the Elevators, Escalators and Related Equipment Act, and any fees collected above those annual amounts are hereby appropriated to the Department of Licensing and Regulation for the same purpose.		
7. Reciprocity Agreements . It is the intent of the Legislature that the Department of Licensing and Regulation initiate and enter into reciprocity agreements with other states for the purpose of performing industrialized housing inspections in order to minimize the need for the agency sending state employees out of state to perform such inspections. The department may enter into contracts with out-of-state inspectors to conduct such inspections.		

DEPARTMENT OF LICENSING AND REGULATION
(Continued)

8. **Elimination of Architectural Barriers: Reduce Duplicate Inspections.** None of the funds appropriated by this Act shall be expended for the purpose of conducting inspections and plan reviews within the corporate boundaries of a municipality which has applied with the department to perform review and inspection functions pursuant to the Elimination of Architectural Barriers Act, Article 9102, Sec. 5(f), V.T.C.S.
9. **Architectural Barrier Standards: Exemption.** None of the funds appropriated by this Act shall be expended for the purpose of enforcing the accessibility standards under the Elimination of Architectural Barriers program, Art. 9102, V.T.C.S., with respect to a structure or facility used primarily for religious rituals within a building or facility of a religious organization and which is exempt from the application of Article 9102, V.T.C.S., pursuant to Section 2(g) of that article.
10. **Electronic Examinations.** It is the intent of the Legislature that the Texas Department of Licensing and Regulation identify programs for which the required examinations could be offered in an electronic medium, and that the agency develop and implement electronic examinations for these programs.
11. **Use of Temporary and Contract Workers.** It is the intent of the Legislature that the Texas Department of Licensing and Regulation reduce its use of temporary staffing service contracts equivalent to the cost of four full-time employees, as compared to the 1999 level of contracted employees.
12. **Contingent Revenue.** Of the amounts appropriated to the Department of Licensing and Regulation for the purpose of hiring two additional employees in Strategy B.1.1. Resolve complaints, the amount of \$125,000 in fiscal year 2000 and \$125,000 in fiscal year 2001 is contingent on the Department of Licensing and Regulation assessing fees sufficient to generate, during the 2000-01 biennium, \$275,639 in excess of \$16,049,936, (Object Codes 3164, 3147, 3160, 3175, 3727, and 3366) contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Department of Licensing and Regulation meeting the above revenue target, the "Number of Full-time Equivalent Positions (FTE)" figure indicated above is hereby increased by two in 2000 and two in 2001 to hire two additional FTEs for the regulation of Air Conditioning Contractors. The Department of Licensing and Regulation, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Department of Licensing and Regulation's minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.
13. **Contingency Appropriation for Senate Bill 1775.** Contingent upon the enactment of Senate Bill 1775, or similar legislation relating to the regulation of service contract providers, by the Seventy-sixth Legislature, Regular Session, the Department of Licensing and Regulation is hereby appropriated \$217,933 for fiscal year 2000 and \$181,387 for fiscal year 2001 out of additional revenues collected pursuant to Senate Bill 1775 for the purpose of implementing that Act. The Department of Licensing and Regulation is hereby authorized to transfer the appropriation made pursuant to this provision to the appropriate strategy items listed above. Also contingent on the enactment of Senate Bill 1775, or similar legislation, the "Number of Full-time Equivalent Positions (FTE)" figure indicated above is hereby increased by three for fiscal year 2000 and by three for fiscal year 2001.

BOARD OF MEDICAL EXAMINERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: LICENSURE		
Protect the public by licensing qualified practitioners, and non-profit entities, by determining eligibility for licensure through examination, reciprocity, credential verification or renewal, and by collecting information on those licensed by the Texas State Board of Medical Examiners, the Texas State Board of Acupuncture Examiners, and the Texas State Board of Physician Assistant Examiners.		
Outcome (Results/Impact):		
Percent of Licensees With No Recent Violations (Physician)	99%	99%
A.1.1. Strategy: LICENSING	\$ 1,307,968	\$ 1,253,118
Conduct a timely, efficient, and cost-effective licensure process through specific requirements for examination, endorsement, and renewal of licenses.		
Output (Volume):		
Number of New Licenses Issued to Individuals (Physicians)	4,875	4,875
Number of New Licenses Issued to Individuals (Acupuncture)	65	65
Number of New Licenses Issued to Individuals (Physician Assistant)	323	323
Number of Licenses Renewed (Individuals) (Physicians)	51,742	53,042
Number of Licenses Renewed (Individuals) (Acupuncture)	512	567
Number of Licenses Renewed (Individuals) (Physician Assistant)	2,004	2,127
Efficiencies:		
Average Licensing Cost Per Individual License Issued (Physician)	17.58	17.18
Average Licensing Cost Per Individual License Issued (Acupuncture)	128.6	117.41
Average Licensing Cost Per Individual License Issued (Physician Assistant)	34.34	32.62
Average Cost Per Facility License Issued	131.16	135.09
A.1.2. Strategy: PURCHASE AND GRADING	\$ 20,000	\$ 20,000
Purchase and Grading of National Exam, estimated and nontransferable.		
Total, Goal A: LICENSURE	<u>\$ 1,327,968</u>	<u>\$ 1,273,118</u>
B. Goal: ENFORCE ACTS		
To protect the public by conducting investigations of allegations against licensees and taking appropriate corrective and/or disciplinary action when necessary; by educating the public, staff, and licensees regarding the functions and services of the Texas State Board of Medical Examiners, the Texas State Board of Acupuncture Examiners, and the Texas State Board of Physician Assistant Examiners.		
Outcome (Results/Impact):		
Percent of Complaints Resulting in Disciplinary Action (Physician)	9%	9%
Percent of Complaints Resulting in Disciplinary Action (Acupuncture)	10%	10%

BOARD OF MEDICAL EXAMINERS
(Continued)

Percent of Complaints Resulting in Disciplinary Action (Physician Assistant)	6%	6%
B.1.1. Strategy: ENFORCEMENT Conduct competent, fair, and timely investigations; ensure due process for respondents; monitor the resolution of complaints; maintain adequate monitoring of all probationers in a timely fashion; and contact consumer complainants in a timely and regular manner.	\$ 2,189,222	\$ 2,206,542
Output (Volume): Number of Complaints Resolved (Physician)	1,400	1,400
Number of Complaints Resolved (Acupuncture)	8	8
Number of Complaints Resolved (Physician Assistant)	32	35
Efficiencies: Average Time For Complaint Resolution (Physician)	310	310
Explanatory: Number of Jurisdictional Complaints Received (Physician)	1,400	1,450
Number of Jurisdictional Complaints Received (Acupuncture)	10	12
Number of Jurisdictional Complaints Received (Physician Assistant)	35	40
B.2.1. Strategy: PUBLIC EDUCATION Provide public awareness and educational programs to educate the public and licensees regarding the agency's functions, services and responsibilities.	<u>\$ 90,321</u>	<u>\$ 90,321</u>
Total, Goal B: ENFORCE ACTS	<u>\$ 2,279,543</u>	<u>\$ 2,296,863</u>
C. Goal: INDIRECT ADMINISTRATION		
C.1.1. Strategy: INDIRECT ADMINISTRATION	<u>\$ 1,159,702</u>	<u>\$ 975,910</u>
Grand Total, BOARD OF MEDICAL EXAMINERS	<u><u>\$ 4,767,213</u></u>	<u><u>\$ 4,545,891</u></u>
Method of Financing: General Revenue Fund	\$ 4,704,713	\$ 4,483,391
Appropriated Receipts	<u>62,500</u>	<u>62,500</u>
Total, Method of Financing	<u><u>\$ 4,767,213</u></u>	<u><u>\$ 4,545,891</u></u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$ 1,312,228	\$ 1,324,148
Number of Full-time Equivalent Positions (FTE)	101.0	101.0
Schedule of Exempt Positions and Per Diem of Board Members		
Executive Director, Group 3	\$85,000	\$85,000
Salary Supplement	12,000	12,000
Per Diem of Board Members	23,500	23,500

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for “Lease Payments to the

BOARD OF MEDICAL EXAMINERS
(Continued)

Master Lease Purchase Program” or for items with an “(MLPP)” notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

	<u>2000</u>	<u>2001</u>
Out of the General Revenue Fund:		
a. Acquisition of Information Resource Technologies		
(1) Replacement of Computer Hardware and Software	\$ 57,321	\$ 90,321
(2) Programming Software	25,000	
(3) Imaging System	<u>\$ 125,000</u>	<u>\$</u>
Total, Capital Budget	<u>\$ 207,321</u>	<u>\$ 90,321</u>

2. **Interagency Contract with the Center for Rural Health Initiatives.** Included in the amounts appropriated above for Strategy A.1.1., Licensing, in the amounts of \$90,000 in each fiscal year of the biennium, out of fees generated from the Physician Assistant's program, are funds which shall be used for an interagency contract with the Center for Rural Health Initiatives (Department of Health) to provide funding for the Physician Assistant Student Loan Repayment program for those physician assistants who practice in rural areas of the state.
3. **Salary Supplementation.** In addition to the amount specified in the schedule of exempt positions for the salary of the executive director, the State Board of Medical Examiners may approve a salary supplement not to exceed \$12,000 annually if the executive director is a medical doctor and an attorney.
4. **Executive Director Salary.** If the Executive Director is not a physician, the amount listed in the Schedule of Exempt Positions shall be \$68,173 for fiscal year 2000 and \$68,173 for fiscal year 2001. The exempt position shall also be listed as "Group 2."
5. **Contingent Revenue.** Of the amounts appropriated above to the Board of Medical Examiners in Strategy C.1.1., Indirect Administration, the amount of \$125,000 in fiscal year 2000 is contingent on the Board of Medical Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$125,000 in excess of \$17,415,703, (Object Code 3560), contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. The Board of Medical Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Medical Examiners' minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.
6. **Contingency Appropriation: House Bill 110.** Contingent upon the enactment of House Bill 110, or similar legislation relating to the establishment and administration of a physician profile program, by the Seventy-sixth Legislature, Regular Session, the Board of Medical Examiners is hereby appropriated \$975,129 for fiscal year 2000 and \$472,529 for fiscal year 2001 out of general revenue for the purpose of implementing that Act. Such appropriations are also contingent on the Board of Medical Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$1,447,658 in excess of: (1) \$17,415,703, Object Code 3560, contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001, (2) the \$125,000 required to be raised in rider 5 and (3) the \$78,750 required to be raised in rider 7. The Board of Medical Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of board minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to

BOARD OF MEDICAL EXAMINERS
(Continued)

the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. Funds appropriated by this provision may be expended for capital budget purposes, notwithstanding limitations on capital budget expenditures elsewhere in this Act.

7. **Contingency Appropriation: Senate Bill 1340.** Contingent upon the enactment of Senate Bill 1340, or similar legislation relating to the regulation of physicians who administer anesthesia or perform a surgical procedure for which anesthesia services are provided in certain outpatient settings, by the Seventy-sixth Legislature, Regular Session, the Board of Medical Examiners is hereby appropriated \$33,750 for fiscal year 2000 and \$45,000 for fiscal year 2001 out of general revenue for the purpose of implementing that Act. Such appropriations are also contingent on the Board of Medical Examiners assessing fees sufficient to generate, during the 2000–01 biennium, \$78,750 in excess of: (1) \$17,415,703, Object Code 3560, contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001, (2) the \$125,000 required to be raised in rider 5 and (3) the \$ 1,447,658 required to be raised in rider 6. The Board of Medical Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of board minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. Funds appropriated by this provision may be expended for capital budget purposes, notwithstanding limitations on capital budget expenditures elsewhere in this Act.

BOARD OF NURSE EXAMINERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: LICENSING		
To manage cost-effective, quality programs of accreditation, examination, licensure, and regulation that ensure legal standards for professional nursing education and practice and which effectively serve the market demand for qualified professional nurses.		
Outcome (Results/Impact):		
Percent of Licensees with No Recent Violations	99%	99%
A.1.1. Strategy: LICENSING		
Operate an efficient system of licensing, examination, and credentials verification for the practice of professional nursing.	\$ 1,275,930	\$ 1,202,230
Output (Volume):		
Number of New Licenses Issued to Individuals	10,500	10,500
Number of Licenses Renewed	72,500	72,500
Efficiencies:		
Average Licensing Cost per Individual License Issued	2	2

BOARD OF NURSE EXAMINERS
(Continued)

A.2.1. Strategy: ACCREDITATION Operate an effective accreditation program for professional nursing programs that includes the implementation of essential competencies curricula.	\$ 290,014	\$ 278,579
Total, Goal A: LICENSING	\$ 1,565,944	\$ 1,480,809
B. Goal: PROTECT PUBLIC To ensure swift, fair, and effective enforcement of the Nursing Practice Act so that consumers are protected from unsafe, incompetent, and unethical nursing practice by registered professional nurses.		
Outcome (Results/Impact): Percent of Complaints Resulting in Disciplinary Action Recidivism Rate for Peer Assistance Programs	23% 3%	23% 3%
B.1.1. Strategy: ADJUDICATE VIOLATIONS Administer an effective system of enforcement and adjudication which includes investigating and resolving complaints. Output (Volume): Number of Complaints Resolved Efficiencies: Average Time for Complaint Resolution (Days) Explanatory: Number of Jurisdictional Complaints Received	\$ 1,156,773 2,365 221 2,300	\$ 1,109,908 2,558 216 2,400
B.1.2. Strategy: PEER ASSISTANCE Identify, refer and assist those R.N.s whose practice is impaired. Output (Volume): Number of Licensed Individuals Participating in a Peer Assistance Program	\$ 370,000 500	\$ 370,000 500
Total, Goal B: PROTECT PUBLIC	\$ 1,526,773	\$ 1,479,908
Grand Total, BOARD OF NURSE EXAMINERS	<u>\$ 3,092,717</u>	<u>\$ 2,960,717</u>
Method of Financing:		
General Revenue Fund Appropriated Receipts	\$ 2,449,717 <u>643,000</u>	\$ 2,317,717 <u>643,000</u>
Total, Method of Financing	<u>\$ 3,092,717</u>	<u>\$ 2,960,717</u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$ 665,194	\$ 669,743
Number of Full-time Equivalent Positions (FTE) Number of FTEs in Riders	52.0 3.0	52.0 3.0
Schedule of Exempt Positions and Per Diem of Board Members Executive Director, Group 2 Per Diem of Board Members	\$62,000 10,000	\$62,000 10,000

BOARD OF NURSE EXAMINERS
(Continued)

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for “Lease Payments to the Master Lease Purchase Program” or for items with an “(MLPP)” notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

	<u>2000</u>	<u>2001</u>
Out of the General Revenue Fund:		
a. Acquisition of Information Resource Technologies		
(1) Office Computer Systems Upgrade	\$ <u>50,500</u>	\$ <u>46,100</u>
Total, Capital Budget	\$ <u>50,500</u>	\$ <u>46,100</u>

2. **Contingent Revenue.** Of the amounts appropriated above to the Board of Nurse Examiners in Strategy A.1.1., Licensing, the amount of \$19,400 in fiscal year 2000, and in Strategy B.1.1., Adjudicate Violations, for the purpose of hiring three additional investigators, the amount of \$129,000 in fiscal year 2000 and \$129,000 in fiscal year 2001, is contingent on the Board of Nurse Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$315,858 in excess of \$6,377,117, (Object Code 3560), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Board of Nurse Examiners meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by three in 2000 and three in 2001. The Board of Nurse Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Nurse Examiners’ minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.
3. **Contingency Appropriation: Senate Bill 1340.** Contingent upon the enactment of Senate Bill 1340, or similar legislation relating to the regulation of certified registered nurse anesthetists who provide anesthesia services in outpatient settings, by the Seventy-sixth Legislature, Regular Session, the Board of Nurse Examiners is hereby appropriated \$36,000 for fiscal year 2001 in Strategy B.1.1., Adjudicate Violations, out of the General Revenue Fund for the purpose of implementing that Act. Such appropriations are also contingent on the Board of Nurse Examiners assessing fees sufficient to generate, during the 2000–01 biennium, \$36,000 in excess of: (1) \$6,377,117, (Object Code 3560), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001, and (2) the \$315,858 required to be raised in rider 2. The Board of Nurse Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of board minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

BOARD OF VOCATIONAL NURSE EXAMINERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: LICENSING		
To establish and implement cost-effective and efficient systems of regulation through education, practice, and licensure and discipline to meet the market demand for safe, competent, and ethical vocational nurses.		
Outcome (Results/Impact):		
Percent of Licensees with No Recent Violations	99%	99%
Percent of Complaints Resulting in Disciplinary Action	42%	42%
A.1.1. Strategy: LICENSING	\$ 600,762	\$ 575,150
Operate an efficient and comprehensive licensure system.		
Output (Volume):		
Number of New Licenses Issued to Individuals	5,000	5,000
Number of Licenses Renewed (Individuals)	36,000	36,000
Efficiencies:		
Average Licensing Cost per Individual License Issued	7.8	7.8
A.2.1. Strategy: NURSING PROGRAM APPROVAL	\$ 134,634	\$ 134,634
Ensure a cost-effective and comprehensive vocational nursing program approval system.		
Output (Volume):		
Total Number of Programs Licensed	130	130
A.3.1. Strategy: ENFORCEMENT	\$ 322,716	\$ 319,304
Investigate jurisdictional complaints, institute disciplinary action, and monitor and enforce probationary stipulations.		
Output (Volume):		
Number of Complaints Resolved	900	900
Efficiencies:		
Average Time for Complaint Resolution	100	100
Explanatory:		
Number of Jurisdictional Complaints Received	1,200	1,200
A.3.2. Strategy: PEER ASSISTANCE	\$ 180,000	\$ 180,000
To identify, refer, and assist those LVNs whose practice is impaired.		
Output (Volume):		
Number of Licensed Individuals Participating in a Peer Assistance Program	125	125
Total, Goal A: LICENSING	\$ 1,238,112	\$ 1,209,088
Grand Total, BOARD OF VOCATIONAL NURSE EXAMINERS	\$ 1,238,112	\$ 1,209,088
Method of Financing:		
General Revenue Fund	\$ 1,201,912	\$ 1,184,088
Appropriated Receipts	36,200	25,000
Total, Method of Financing	\$ 1,238,112	\$ 1,209,088

BOARD OF VOCATIONAL NURSE EXAMINERS
(Continued)

Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$	304,893	\$	308,265
Number of Full-time Equivalent Positions (FTE)		21.0		21.0
Number of FTEs in Riders		2.0		2.0
Schedule of Exempt Positions and Per Diem of Board Members				
Executive Director, Group 2		\$58,000		\$58,000
Per Diem of Board Members		9,090		9,090

1. **Contingent Revenue.** Of the amounts appropriated above to the Board of Vocational Nurse Examiners in Strategy A.1.1., Licensing, the amount of \$122,952 in fiscal year 2000 and \$97,340 in fiscal year 2001, and in Strategy A.3.1., Enforcement, the amount of \$23,252 in fiscal year 2000 and \$19,840 in fiscal year 2001, is contingent on the Board of Vocational Nurse Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$283,527 in excess of \$3,241,899, (Object Code 3560), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Board of Vocational Nurse Examiners meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by two in 2000 and two in 2001. The Board of Vocational Nurse Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Vocational Nurse Examiners’ minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

OPTOMETRY BOARD

	For the Years Ending	
	August 31, 2000	August 31, 2001
<hr/>		
A. Goal: EXAMINATION/LICENSURE		
To manage a quality program of examination and licensure to ensure the initial and continuing competency of optometrists and enforce the optometry statutes to ensure that the public is protected from incompetent services, fraud, and misrepresentation.		
Outcome (Results/Impact):		
Percent of Licensees With No Recent Violations	98%	98%
<hr/>		
A.1.1. Strategy: LICENSURE AND ENFORCEMENT	\$ 297,164	\$ 291,065
Operate an efficient and comprehensive optometry licensure and enforcement system.		
Output (Volume):		
Number of New Licenses Issued to Individuals	160	160
Number of Licenses Renewed (Individuals)	2,995	3,070
Complaints Resolved	130	130

OPTOMETRY BOARD
(Continued)

Efficiencies:		
Average Time for Complaint Resolution	65	65
Grand Total, OPTOMETRY BOARD	\$ 297,164	\$ 291,065
Method of Financing:		
General Revenue Fund	\$ 287,164	\$ 281,065
Appropriated Receipts	10,000	10,000
Total, Method of Financing	\$ 297,164	\$ 291,065
Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 89,277	\$ 89,878
Number of Full-time Equivalent Positions (FTE)	6.0	6.0
Schedule of Exempt Positions and Per Diem of Board Members		
Executive Director, Group 1	\$52,000	\$52,000
Per Diem of Board Members	3,720	3,720

- Investigative Expenses Authorized.** The Texas Optometry Board is authorized to hire investigators as independent contractors and to establish a petty cash account not to exceed \$5,000 for the advancement of monies for purposes of purchases of evidence and investigative expenses, including travel, deemed necessary by the Board.
- Contingent Revenue.** Of the amounts appropriated above to the Optometry Board, the amount of \$15,600 in fiscal year 2000 and \$9,500 in fiscal year 2001 is contingent on the Optometry Board assessing fees sufficient to generate, during the 2000–01 biennium, \$25,100 in excess of \$782,660 (Object Code 3562), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. The Optometry Board, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Optometry Board’s minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

STRUCTURAL PEST CONTROL BOARD

	For the Years Ending	
	August 31,	August 31,
	2000	2001
A. Goal: LICENSE AND EDUCATE		
To appropriately license all individuals in commercial and noncommercial pest control and guarantee through education the highest level of competence in the pest control field.		
Outcome (Results/Impact):		
Percent of Licensees with no Recent Violations	95%	95%

STRUCTURAL PEST CONTROL BOARD
(Continued)

A.1.1. Strategy: LICENSING AND EXAMINATIONS Examine and license applicators and technicians; improve standards for training and continuing education courses.	\$	388,768	\$	383,321
Output (Volume): Number of New Licenses Issued to Individuals		4,000		4,000
Number of Licenses Renewed (Individuals)		14,000		14,000
Efficiencies: Average Licensing Cost per Individual License Issued		30		30
B. Goal: REGULATE PEST SERVICES To mandate compliance with all regulations, methods, and procedures of providing pest control services.				
Outcome (Results/Impact): Percent of Complaints Resulting in Disciplinary Action		55%		55%
B.1.1. Strategy: REGULATORY ACTIVITIES Conduct a program to respond to complaints, perform inspections and necessary investigations, and take appropriate enforcement actions.	\$	799,379	\$	799,379
Output (Volume): Number of Complaints Resolved		920		920
Number of Inspections Performed		1,500		1,500
C. Goal: EDUCATION & AWARENESS To provide for the education and awareness of the public concerning matters relating to pest control, with emphasis on integrated pest management.				
C.1.1. Strategy: PUBLIC INFORMATION Conduct a program for public awareness and education concerning pest management.	\$	84,515	\$	84,515
Output (Volume): Number of Schools Contacted Regarding Integrated Pest Management		1,250		1,250
Grand Total, STRUCTURAL PEST CONTROL BOARD	\$	<u>1,272,662</u>	\$	<u>1,267,215</u>
Method of Financing: General Revenue Fund	\$	1,172,662	\$	1,167,215
Federal Funds		<u>100,000</u>		<u>100,000</u>
Total, Method of Financing	\$	<u>1,272,662</u>	\$	<u>1,267,215</u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$	338,145	\$	343,419
Number of Full-time Equivalent Positions (FTE)		36.0		36.0
Number of FTEs in Riders		3.0		3.0
Schedule of Exempt Positions Executive Director, Group 1		\$59,553		\$59,553

STRUCTURAL PEST CONTROL BOARD
(Continued)

1. **Contingent Revenue.** Of the amounts appropriated above to the Structural Pest Control Board for the purpose of hiring additional investigators in Strategy B.1.1., Regulatory Activities, the amount of \$86,000 in fiscal year 2000 and \$86,000 in fiscal year 2001 is contingent on the Structural Pest Control Board assessing fees sufficient to generate, during the 2000–01 biennium, \$210,458 in excess of \$3,056,000, (Object Code 3175), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Structural Pest Control Board meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by three in 2000 and three in 2001 to hire additional investigators. The Structural Pest Control Board, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Structural Pest Control Board’s minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.
2. **Use of Temporary and Contract Workers.** None of the amounts appropriated above to the Structural Pest Control Board may be expended for temporary staffing service contracts.

BOARD OF PHARMACY

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: MAINTAIN STANDARDS		
To establish and implement reasonable standards for pharmacist education and practice, and for the operations of pharmacies to assure that safe and effective pharmaceutical care is delivered to the citizens of Texas.		
Outcome (Results/Impact):		
Percent of Licensees with No Recent Violations	99%	99%
A.1.1. Strategy: LICENSING		
Operate a timely, cost-effective application and renewal licensure system for pharmacies and pharmacists.	\$ 332,589	\$ 306,855
Output (Volume):		
Number of New Licenses Issued to Individuals	850	868
Number of Licenses Renewed (Individuals)	19,425	15,032
Efficiencies:		
Average Licensing Cost per Individual License Issued	4.97	6.25
Average Licensing Cost per Facility License Issued	18.65	18.21
Explanatory:		
Total Number of Business Facilities Licensed	5,570	5,620
B. Goal: ENFORCE REGULATIONS		
To assertively and swiftly enforce all laws relating to the practice of pharmacy to ensure that the public health and safety is protected from unprofessional conduct, fraud, and misrepresentation, and to prevent the misuse, abuse, and diversion of prescription drugs from pharmacies.		
Outcome (Results/Impact):		
Percent of Complaints Resulting in Disciplinary Action	10%	10%

BOARD OF PHARMACY
(Continued)

B.1.1. Strategy: ENFORCEMENT	\$	1,452,420	\$	1,459,589
Emphasize preventative enforcement by: conducting compliance inspections of pharmacies; providing technical assistance, licensee information, and education programs; receiving, investigating, and resolving complaints; and monitoring compliance with disciplinary orders resulting from board adjudication.				
Output (Volume):				
Number of Complaints Resolved		1,500		1,500
Efficiencies:				
Average Time for Complaint Resolution		225		225
Explanatory:				
Number of Jurisdictional Complaints Received		1,300		1,300
B.1.2. Strategy: PEER ASSISTANCE	\$	<u>160,325</u>	\$	<u>160,325</u>
Operate a peer assistance program.				
Output (Volume):				
Number of Licensed Individuals Participating in a Peer Assistance Program		140		140
Total, Goal B: ENFORCE REGULATIONS	\$	<u>1,612,745</u>	\$	<u>1,619,914</u>
C. Goal: INDIRECT ADMINISTRATION				
C.1.1. Strategy: INDIRECT ADMINISTRATION	\$	<u>439,892</u>	\$	<u>431,623</u>
Grand Total, BOARD OF PHARMACY	\$	<u><u>2,385,226</u></u>	\$	<u><u>2,358,392</u></u>
Method of Financing:				
General Revenue Fund - Dedicated - Pharmacy Board				
Operating Account No. 523	\$	2,277,693	\$	2,292,266
Appropriated Receipts		<u>107,533</u>		<u>66,126</u>
Total, Method of Financing	\$	<u><u>2,385,226</u></u>	\$	<u><u>2,358,392</u></u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$	643,334	\$	648,412
Number of Full-time Equivalent Positions (FTE)		42.0		42.0
Number of FTEs in Riders		5.0		5.0
Schedule of Exempt Positions and Per Diem of Board Members				
Executive Director, Group 2		\$70,000		\$70,000
Per Diem of Board Members		9,450		9,450

1. **Contingent Revenue.** Of the amounts appropriated above to the Board of Pharmacy in Strategy A.1.1., Licensing, the amount of \$21,600 in fiscal year 2000 and in Strategy B.1.1., Enforcement, for the purpose of hiring an additional legal assistant, the amount of \$39,900 in fiscal year 2000 and \$36,900 in fiscal year 2001, is contingent on the Board of Pharmacy assessing fees sufficient to generate, during the 2000–01 biennium, \$117,106 in excess of \$5,660,550 (Object Code 3562), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Board of Pharmacy meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by one in fiscal year 2000 and one in fiscal year 2001. The Board of Pharmacy, upon completion of necessary actions to assess or increase such additional fees, shall

BOARD OF PHARMACY
(Continued)

furnish copies of the Board of Pharmacy’s minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

2. **Contingency Appropriation: Senate Bill 730.** Contingent upon the enactment of Senate Bill 730, or similar legislation relating to regulating pharmacists, pharmacies, and pharmacy technicians, by the Seventy-sixth Legislature, Regular Session, the Board of Pharmacy is hereby appropriated \$391,188 in fiscal year 2000 and \$367,656 in fiscal year 2001 in Strategy B.1.1., Enforcement, out of the General Revenue Dedicated Account 0523 for the purpose of implementing that Act. Such appropriations are also contingent on the Board of Pharmacy assessing fees sufficient to generate, during the 2000-01 biennium, \$852,394 in excess of: (1) \$5,660,550, (Object Code 3562), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001, and (2) the \$117,106 required to be raised in rider 1. Also contingent on the Board of Pharmacy meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by four in fiscal year 2000 and four in fiscal year 2001. The Board of Pharmacy, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of board minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. Funds appropriated by this provision may be expended for capital budget purposes, not withstanding limitations on capital budget expenditures elsewhere in this Act.

**EXECUTIVE COUNCIL OF PHYSICAL THERAPY &
OCCUPATIONAL THERAPY EXAMINERS**

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: LICENSING/REGISTRATION		
To protect the public health and safety by licensing qualified practitioners of physical therapy and occupational therapy and registering the eligible facilities providing such services.		
Outcome (Results/Impact):		
Percent of Licensees With No Recent Violations: Physical Therapy	99%	99%
Percent of Licensees With No Recent Violations: Occupational Therapy	100%	100%
A.1.1. Strategy: OPERATE LICENSING SYSTEM	\$ 510,948	\$ 464,147
Operate an efficient, accurate, and timely licensure process to license physical therapists, physical therapist assistants, occupational therapists and occupational therapy assistants, through specific requirements for preparatory education, examinations, endorsements, continuing education, and renewal, and		

EXECUTIVE COUNCIL OF PHYSICAL THERAPY &
OCCUPATIONAL THERAPY EXAMINERS
(Continued)

operate an efficient, accurate and timely registration process to register and renew licenses for facilities in which the practices of physical therapy and occupational therapy are conducted.

Output (Volume):

Number of New Licenses Issued to Individuals: Physical Therapy	1,355	1,385
Number of New Licenses Issued to Individuals: Occupational Therapy	1,344	1,445
Number of Licenses Renewed (Individuals): Physical Therapy	4,982	5,060
Number of Licenses Renewed (Individuals): Occupational Therapy	3,041	3,309

Efficiencies:

Average Licensing Cost for Individual License Issued: Physical Therapy	53	53
Average Licensing Cost for Individual License Issued: Occupational Therapy	70	70
Average Cost per Facility Registration Issued	28	28

Explanatory:

Total Number of Business Facilities Registered	1,655	1,680
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B. Goal: ENFORCEMENT

To protect the public by investigating allegations against individuals in violation of the Physical Therapy Act and Occupational Therapy Act, and taking appropriate corrective and/or disciplinary action when necessary; and by educating the public, staff and licensees regarding board functions and services.

Outcome (Results/Impact):

Percent of Complaints Resulting in Disciplinary Action: Physical Therapy	10%	10%
Percent of Complaints Resulting in Disciplinary Action: Occupational Therapy	8%	8%

B.1.1. Strategy: ADMINISTER ENFORCEMENT

Administer a system of enforcement and adjudication of the Physical Therapy Practice Act and of the Occupational Therapy Practice Act.

Output (Volume):

Number of Complaints Resolved: Physical Therapy	170	170
Number of Complaints Resolved: Occupational Therapy	60	60

Efficiencies:

Average Time for Complaint Resolution: Physical Therapy	90	90
Average Time for Complaint Resolution: Occupational Therapy	90	90

Explanatory:

Number of Jurisdictional Complaints Received: Physical Therapy	180	180
Number of Jurisdictional Complaints Received: Occupational Therapy	70	70

Grand Total, EXECUTIVE COUNCIL OF
PHYSICAL THERAPY & OCCUPATIONAL
THERAPY EXAMINERS

\$ 293,975	\$ 293,975
804,923	758,122

EXECUTIVE COUNCIL OF PHYSICAL THERAPY &
OCCUPATIONAL THERAPY EXAMINERS
(Continued)

Method of Financing:		
General Revenue Fund	\$ 774,923	\$ 728,122
Appropriated Receipts	<u>30,000</u>	<u>30,000</u>
Total, Method of Financing	<u><u>\$ 804,923</u></u>	<u><u>\$ 758,122</u></u>
 Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 228,236	\$ 229,768
Number of Full-time Equivalent Positions (FTE)	18.0	18.0
Schedule of Exempt Positions and Per Diem of Board Members		
Executive Director, Group 1	\$51,198	\$51,198
Per Diem of Board Members	5,070	5,070

BOARD OF PLUMBING EXAMINERS

For the Years Ending	
August 31,	August 31,
<u>2000</u>	<u>2001</u>

Out of the General Revenue Fund:		
A. Goal: ENSURE SAFETY/PLUMBING		
To protect the health of Texas Citizens by ensuring that each person has access to clean water and clean air and uncontaminated medical gases through quality plumbing installed and maintained by competent plumbers and inspected by competent inspectors. To ensure that plumbers who install and maintain public water supplies and sewage disposal systems and medical gas systems and inspectors who inspect such systems have the most up-to-date knowledge, skills, and competencies to prevent the transmission of water-borne diseases and gases and the unintended cross-connection of breathable and lethal gases.		
Outcome (Results/Impact):		
Percentage of Complaints Resolved Resulting in Disciplinary Action	49%	49%
Percentage of Licensees with No Recent Violations	99%	99%
 A.1.1. Strategy: EXAMINE/LICENSE PLUMBERS	\$ 503,158	\$ 503,158
Administer competency examinations and issue and renew licenses for master plumbers, journeyman plumbers, plumbing inspectors, medical gas endorsements, and water supply protection endorsements; and issue registration cards to apprentice plumbers.		

BOARD OF PLUMBING EXAMINERS
(Continued)

Output (Volume):		
Number of New Licenses Issued to Individuals	1,250	1,250
Efficiencies:		
Average Licensing Cost per Individual License Issued	4.4	4.4
A.1.2. Strategy: INSPECTIONS/ENFORCEMENT	\$ 543,191	\$ 543,191
Inspect and monitor job sites; conduct continuing education seminars and training sessions; respond to inquiries; investigate and resolve complaints; issue reprimands and revoke or suspend licenses; issue citations; monitor providers of instruction in medical gas piping programs, water protection specialist programs, and continuing education programs; inspect plumbing for compliance with state plumbing codes; and maintain contacts with municipal authorities that comply with the Act through local ordinance.		
Output (Volume):		
Number of Job Sites Monitored	12,769	12,977
Number of Field Investigations Conducted	277	277
Number of Complaints Resolved	454	454
Total, Goal A: ENSURE SAFETY/PLUMBING	\$ 1,046,349	\$ 1,046,349
B. Goal: INDIRECT ADMINISTRATION		
B.1.1. Strategy: INDIRECT ADMINISTRATION	\$ 329,284	\$ 329,285
Grand Total, BOARD OF PLUMBING EXAMINERS	\$ 1,375,633	\$ 1,375,634
Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 305,890	\$ 311,710
Number of Full-time Equivalent Positions (FTE)	24.0	24.0
Schedule of Exempt Positions and Per Diem of Board Members		
Administrator, Group 2	\$62,000	\$62,000
Per Diem of Board Members	2,030	2,030

1. **Contingent Revenue.** Of the amounts appropriated above to the Board of Plumbing Examiners in Strategy A.1.2., Inspections/Enforcement, the amount of \$11,800 in fiscal year 2000 and \$11,800 in fiscal year 2001 is contingent on the Board of Plumbing Examiners assessing fees sufficient to generate, during the 2000–01 biennium, \$23,600 in excess of \$3,790,946 (Object Code 3175), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. The Board of Plumbing Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Plumbing Examiners’s minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

BOARD OF PODIATRIC MEDICAL EXAMINERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: PROTECT TEXANS		
To protect the citizens of Texas from incompetent and unethical podiatrists with a quality program of examination and licensure and swift, fair, and effective enforcement of statutes and rules.		
Outcome (Results/Impact):		
Percent of Licensees with No Recent Violations	98%	98%
Percent of Complaints Resulting in Disciplinary Action	10%	10%
A.1.1. Strategy: LICENSURE AND ENFORCEMENT		
Operate a system of: (1) testing and examination of candidate for licensure; (2) mandatory continuing medical education of licensees; and (3) investigation and disciplinary hearings for alleged violations of the Texas Podiatry Act.	\$ 176,306	\$ 173,905
Output (Volume):		
Number of New Licenses Issued to Individuals	86	87
Complaints Resolved	93	93
Efficiencies:		
Average Licensing Cost per Individual License Issued	15	15
Average Time for Complaint Resolution	120	120
Grand Total, BOARD OF PODIATRIC MEDICAL EXAMINERS	\$ 176,306	\$ 173,905
Method of Financing:		
General Revenue Fund	\$ 175,306	\$ 172,905
Appropriated Receipts	1,000	1,000
Total, Method of Financing	\$ 176,306	\$ 173,905
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$ 65,721	\$ 66,306
Number of Full-time Equivalent Positions (FTE)	4.0	4.0
Schedule of Exempt Positions and Per Diem of Board Members		
Executive Director, Group 1	\$52,000	\$52,000
Per Diem of Board Members	1,080	1,080

1. **Contingent Revenue.** Of the amounts appropriated above to the Board of Podiatric Medical Examiners, the amount of \$7,400 in fiscal year 2000 and \$5,000 in fiscal year 2001 is contingent on the Board of Podiatric Medical Examiners assessing fees sufficient to generate, during the 2000–01 biennium, \$12,400 in excess of \$557,125, (Object Code 3562), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. The Board of Podiatric Medical Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Podiatric Medical Examiner’s minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the

BOARD OF PODIATRIC MEDICAL EXAMINERS
(Continued)

Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

BOARD OF EXAMINERS OF PSYCHOLOGISTS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: LICENSURE		
To protect the public by maintaining a quality program of examination and licensure to ensure the initial and continuing competency of psychologists, psychological associates, and licensed specialists in school psychology.		
Outcome (Results/Impact):		
Percent of Licensees With No Recent Violations	99%	99%
A.1.1. Strategy: LICENSING	\$ 362,956	\$ 360,110
To operate a quality licensure program through an efficient and cost effective program of licensure, including education, experience and examination requirements, continuing education requirements and renewal requirements.		
Output (Volume):		
Number of New Certificates/Licenses Issued to Individuals	440	440
Number of Certificates/Licenses Renewed (Individuals)	5,650	5,800
Efficiencies:		
Average Licensing Cost per Individual License Issued	27	27
A.1.2. Strategy: PURCHASE AND GRADING	\$ 87,500	\$ 87,500
Purchase and Grading of National Exams, estimated and non-transferable.		
Total, Goal A: LICENSURE	\$ 450,456	\$ 447,610
B. Goal: ENFORCEMENT LAWS & RULES		
To protect the public through enforcement of the laws and rules governing the practice of psychology in Texas and to ensure swift, fair and effective disciplinary action for violators, including re-education and/or rehabilitation of those violators.		
Outcome (Results/Impact):		
Percent of Complaints Resulting in Disciplinary Action	10%	10%
B.1.1. Strategy: ENFORCEMENT	\$ 302,957	\$ 306,740
Operate a quality investigation/enforcement program in response to complaints concerning psychological practice consistent with the due process laws of Texas, in a timely manner and with a focus during enforcement on rehabilitation of the psychological provider.		
Output (Volume):		
Complaints Resolved	140	140
A512-S12-01-01-P02	VIII-60	05-26-99

BOARD OF EXAMINERS OF PSYCHOLOGISTS
(Continued)

Efficiencies:		
Average Time for Complaint Resolution	375	375
Average Cost per Complaint Resolved	1,000	1,000
Explanatory:		
Number of Jurisdictional Complaints Received	175	175

Grand Total, BOARD OF EXAMINERS OF PSYCHOLOGISTS	<u>\$ 753,413</u>	<u>\$ 754,350</u>
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Method of Financing:		
General Revenue Fund	\$ 683,413	\$ 684,350
Appropriated Receipts	<u>70,000</u>	<u>70,000</u>
Total, Method of Financing	<u>\$ 753,413</u>	<u>\$ 754,350</u>

Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$ 171,955	\$ 173,665
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Number of Full-time Equivalent Positions (FTE)	14.0	14.0
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Schedule of Exempt Positions and Per Diem of Board Members		
Executive Director, Group 1	\$52,000	\$52,000
Per Diem of Board Members	7,050	7,050

1. **Reimbursement of Advisory Committee Members.** Pursuant to V.T.C.A., Government Code, Section 2110.004, reimbursement of expenses for advisory committee members out of funds appropriated above, is limited to the following advisory committee: Psychological Associate Advisory Committee.
2. **Contingent Revenue.** Of the amounts appropriated above to the Board of Examiners of Psychologists in Strategy A.1.1., Licensing, the amount of \$8,400 in fiscal year 2000 is contingent on the Board of Examiners of Psychologists assessing fees sufficient to generate, during the 2000-01 biennium, \$8,400 in excess of \$2,231,145 (Object Code 3175), contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. The Board of Examiners of Psychologists, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Examiners of Psychologists' minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

RACING COMMISSION

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund - Dedicated - Texas Racing Commission Account No. 597:		
A. Goal: ENFORCE RACING REGULATION		
To enforce racing regulations in Texas.		
Outcome (Results/Impact):		
Percentage of Investigations (Individuals) Resulting in Disciplinary Action	93%	93%
Percentage of Licensees with No Recent Violations	98%	98%
Percentage of Race Animals Injured or Dismissed from the Racetrack	2.5%	2.5%
A.1.1. Strategy: REGULATE RACETRACK OWNERS	\$ 157,041	\$ 157,271
Monitor racetrack owners and their operations through regulatory and enforcement activities.		
Output (Volume):		
Number of Racetrack Inspections	40	40
Efficiencies:		
Average Regulatory Cost per Horse Racetrack	20,979	21,004
Average Regulatory Cost per Greyhound Racetrack	20,979	21,004
Explanatory:		
Number of Horse Tracks Regulated	7	7
Number of Greyhound Tracks Regulated	3	3
A.2.1. Strategy: TEXAS BRED INCENTIVE PROGRAM	\$ 6,504,866	\$ 7,435,976
Administer the Texas Bred Incentive Program by monitoring the Texas bred races and account, and through timely allocation of funds to the breed registries. Estimated and non-transferable.		
Output (Volume):		
Number of Texas-bred Awards	22,226	22,671
A.3.1. Strategy: SUPERVISE RACING CONDUCT	\$ 1,066,303	\$ 1,067,061
Supervise the conduct of racing through enforcement of regulations and monitoring of races.		
Output (Volume):		
Number of Occupational Licenses Suspended or Revoked	208	204
Number of Investigations Completed	1,049	1,028
A.4.1. Strategy: HEALTH AND DRUG TESTING PROGRAM	\$ 727,598	\$ 727,641
Administer animal health and drug testing program through animal drug tests and veterinary inspections.		
Output (Volume):		
Number of Race Animals Inspected Pre-Race	122,088	122,088
Total, Goal A: ENFORCE RACING REGULATION	\$ 8,455,808	\$ 9,387,949

RACING COMMISSION
(Continued)

B. Goal: REGULATE PARTICIPATION

Regulate the participation in racing.

Outcome (Results/Impact):

Average Time Required to Issue a New Occupational License	15	15
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B.1.1. Strategy: OCCUPATIONAL LICENSING PROGRAM

\$	464,530	\$	464,639
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Administer the Occupational Licensing Program through enforcement of regulations.

Output (Volume):

Number of New Occupational Licenses Issued	6,974	6,552
Number of Occupational Licenses Renewed	14,160	14,582

Efficiencies:

Average Regulatory Cost per Licensee	28	28
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C. Goal: REGULATE PARI-MUTUEL WAGERING

Regulate pari-mutuel wagering in Texas.

Outcome (Results/Impact):

Percentage of Compliance Audits Passed	83%	85%
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C.1.1. Strategy: REGULATE PARI-MUTUEL WAGE

\$	573,190	\$	573,306
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Regulate pari-mutuel wagering to maintain an honest racing industry.

Output (Volume):

Number of Illegal Wagering Investigations Completed	18	18
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Efficiencies:

Average Cost per Illegal Wagering Investigation	453	453
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Explanatory:

Total Pari-Mutuel Handle (In Millions)	645	650
Total Take to the State Treasury from Pari-Mutuel Wagering on Live and Simulcast Races	4,629,213	4,668,532

D. Goal: INDIRECT ADMINISTRATION

D.1.1. Strategy: CENTRAL ADMINISTRATION

\$	546,742	\$	547,010
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D.1.2. Strategy: INFORMATION RESOURCES

\$	187,231	\$	187,339
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D.1.3. Strategy: OTHER SUPPORT SERVICES

\$	19,567	\$	19,568
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Total, Goal D: INDIRECT ADMINISTRATION

\$	753,540	\$	753,917
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Grand Total, RACING COMMISSION

\$	10,247,068	\$	11,179,811
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Other Direct and Indirect Costs Appropriated Elsewhere in this Act

\$	802,214	\$	810,024
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Number of Full-time Equivalent Positions (FTE)

80.0	80.0
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Number of FTEs in Riders

14.0	14.0
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Schedule of Exempt Positions and Per Diem of Commissioners

Executive Director, Group 2	\$77,760	\$77,760
Per Diem of Commissioners	6,500	6,500

- 1. Limitation on Travel Reimbursement.** Out of the funds appropriated above, not more than \$1,500 per commissioner may be expended on out-of-state travel and not more than \$3,000 per commissioner may be expended on in-state travel in each year of the biennium.
- 2. Appropriation: Unexpended Balances.** Unexpended balances remaining in Racing Commission Receipts as of August 31, 2000 are hereby reappropriated for the fiscal year beginning September 1, 2000.

RACING COMMISSION

(Continued)

3. **Texas Bred Incentive Program Receipts.** All amounts set aside by the Texas Racing Act for the Texas Bred Incentive Program are appropriated above in Strategy A.2.1., Texas Bred Incentive Program.
4. **Appropriation: Track Official Fees.** All revenues received from racetracks by the Texas Racing Commission for the purpose of paying track officials' fees are appropriated above in Strategy A.3.1., Supervise Racing Conduct, and in Strategy A.4.1., Health and Drug Testing Program. Any revenues collected in excess of \$1,793,901 in fiscal year 2000 and \$1,794,702 in fiscal year 2001 are hereby appropriated to the Commission for the same purpose. Contingent upon a new racetrack becoming operational in the 2000-01 biennium and on the Racing Commission collecting revenues in excess of \$1,793,901 in fiscal year 2000 or \$1,794,702 in fiscal year 2001, the "Number of Full-Time Equivalent Positions (FTE)" figure indicated above is increased by not more than 8 during the biennium.
5. **Criminal History Checks.** Out of the funds appropriated above in Strategy B.1.1., Occupational Licensing Program, \$75,000 in fiscal year 2000 and \$75,000 in fiscal year 2001 are appropriated to the Racing Commission for the purpose of reimbursing the Department of Public Safety for costs incurred in conducting criminal history checks on Racing Commission license applicants and renewals. Any additional revenue received from occupational license fees to cover the costs of criminal history checks is hereby appropriated to the Racing Commission for the purpose of reimbursing the Department of Public Safety.
6. **Repayment of General Revenue Loan.** It is the intent of the Legislature that amounts set aside from simulcast pari-mutuel pools, as required by Article 179e, Vernon's Texas Civil Statutes, shall be used to repay the General Revenue loans made pursuant to Section 3.09 of the Texas Racing Act until the excess amount and the interest on the excess amount are fully reimbursed.
7. **Texas Bred Incentive Program Awards.** None of the funds appropriated above for Texas Bred Incentive Program Awards may be expended for payments to a member serving on the Commission. The Texas Racing Commission shall take all necessary steps to ensure compliance with this provision.
8. **Contingency Appropriation.** Contingent upon a new racetrack becoming operational in the 2000-01 biennium, revenues received by the Texas Racing Commission for racing and wagering licenses (Object Code 3189) in Strategy B.1.1., Occupational Licensing Program, in excess of \$691,000 in fiscal year 2000 or \$691,000 in fiscal year 2001 are hereby appropriated to the commission for the purpose of paying racetrack licensing personnel and operating expenses. Any revenue in excess of \$691,000 in fiscal year 1999 for Object Code 3189 shall be counted towards the revenue estimate of \$691,000 for fiscal years 2000 and 2001. In addition, revenues received by the Racing Commission for wager ticket-outs (Object Code 3194) in Strategy C.1.1., Regulate Pari-Mutuel Wage, in excess of \$1,988,000 in fiscal year 2000 or \$2,023,000 in fiscal year 2001 are hereby appropriated to the commission for the purpose of paying racetrack audit and investigation personnel and operating expenses. Contingent on the Racing Commission exceeding the above revenue targets, the "Number of Full-Time Equivalent Positions (FTE)" figure indicated above is increased by not more than 6 during the biennium.

REAL ESTATE COMMISSION

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: ENSURE STANDARDS		
To determine that applicants for licensure meet legal requirements for real estate license issuance.		
Outcome (Results/Impact):		
Percent of Licensees with No Recent Violations	99%	99%
A.1.1. Strategy: TREC LICENSING		
Perform the commission's licensing function by: reviewing applications; processing criminal records checks; issuing candidate information brochures to take competency examinations; and issuing licenses.	\$ 981,814	\$ 983,395
Output (Volume):		
Number of New Licenses Issued to Individuals	11,000	10,750
Number of Licenses Renewed (Individuals)	53,450	53,000
Efficiencies:		
Average Time for Individual License Issuance	37	37
B. Goal: ENFORCE REGULATIONS		
To act promptly and aggressively to enforce the laws and rules of the commission in a fair and evenhanded manner.		
Outcome (Results/Impact):		
Percentage of Complaints Resolved Resulting in Disciplinary Action	5%	5%
B.1.1. Strategy: TREC INVESTIGATION		
Investigate and resolve complaints by reviewing complaints for validity and opening complaint files as indicated and by reviewing investigative reports.	\$ 903,805	\$ 904,685
Output (Volume):		
Number of Complaints Resolved	2,600	2,750
Efficiencies:		
Average Time for Complaint Resolution	140	140
C. Goal: PROVIDE EDUCATION		
To communicate effectively with the public and licensees concerning matters within the commission's jurisdiction.		
C.1.1. Strategy: LICENSEE/CONSUMER EDUCATION		
Prepare and distribute information describing the functions of the commission and statutory and regulatory provisions.	\$ 598,713	\$ 599,613
Output (Volume):		
Number of Calls Received	330,000	330,000
D. Goal: LICENSING APPRAISERS		
To protect the public and ensure the availability of qualified appraisers by implementing and enforcing the Texas Appraiser Licensing and Certification Act and by providing information to appraisers and the general public for the maintenance of high professional standards and informed consumer decisions in real estate transactions in all areas of Texas. (Art. 6573a V.T.C.S.)		
Outcome (Results/Impact):		
Percent of Licensed or Certified Appraisers with No Recent Violations	97.5%	97.5%

REAL ESTATE COMMISSION
(Continued)

D.1.1. Strategy: TALCB LICENSING	\$	334,957	\$	337,653
Process appraiser license applications; issue licenses and renewals; approve appraisal educational coursework offered by proprietary schools, appraisal organizations, and colleges and universities; and develop standards and agreements for reciprocity with other states for appraiser licensing and certification.				
Output (Volume):				
Number of New Licenses and Certifications Issued to Individuals		200		200
Number of Licenses and Certifications Renewed (Individuals)		1,400		1,960
D.2.1. Strategy: TALCB ADJUDICATION	\$	<u>80,862</u>	\$	<u>81,790</u>
Investigate and resolve complaints, imposing penalties when appropriate.				
Output (Volume):				
Complaints Resolved		55		60
Efficiencies:				
Average Time for Complaint Resolution		200		200
Total, Goal D: LICENSING APPRAISERS	\$	<u>415,819</u>	\$	<u>419,443</u>
E. Goal: INDIRECT ADMINISTRATION				
E.1.1. Strategy: INDIRECT ADMINISTRATION	\$	<u>1,178,507</u>	\$	<u>1,394,712</u>
Grand Total, REAL ESTATE COMMISSION	\$	<u><u>4,078,658</u></u>	\$	<u><u>4,301,848</u></u>
Method of Financing:				
General Revenue Fund	\$	3,799,758	\$	4,022,948
General Revenue Fund - Dedicated - Appraiser Registry Account No. 028		98,900		98,900
Appropriated Receipts		176,000		176,000
Real Estate Recovery Trust Fund		3,500		3,500
Real Estate Inspection Trust Fund		<u>500</u>		<u>500</u>
Total, Method of Financing	\$	<u><u>4,078,658</u></u>	\$	<u><u>4,301,848</u></u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$	922,959	\$	936,336
Number of Full-time Equivalent Positions (FTE)		93.0		93.0
Number of FTEs in Riders		2.0		2.0
Schedule of Exempt Positions and Per Diem of TREC Commission Members				
Administrator, Group 2		\$70,000		\$70,000
Per Diem of TREC Commission Members		7,500		7,500
Per Diem of TALCB Board Members		9,720		9,720

REAL ESTATE COMMISSION
(Continued)

1. **Capital Budget, Real Estate Commission.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for "Lease payments to the Master Lease Purchase Program" or for items with a "(MLPP)" notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Article 601d, Sec. 9A .

	<u>2000</u>	<u>2001</u>
Out of the General Revenue Fund:		
a. Acquisition of Information Resource Technologies		
(1) Lease Purchase of Mainframe CPU, Disk, Printers and System Software (MLPP Payments for 1996-97 acquisitions)	\$ 67,484	\$
(2) Purchase of Mainframe CPU, Disk, Printers and System Software	<u>\$</u>	<u>\$ 285,000</u>
Total, Capital Budget	<u><u>\$ 67,484</u></u>	<u><u>\$ 285,000</u></u>

2. **Appropriation of Residential Service Company Examination Fees.** In addition to the funds appropriated above (\$5,500 each year of the biennium), all monies collected pursuant to Section 24(c), Article 6573b, V.T.C.S., are hereby appropriated to the Texas Real Estate Commission for the purposes of conducting examinations and related activities included within Strategy A.1.1., Real Estate Licensing and Strategy C.1.1., Real Estate Public Education.
3. **Reporting Requirement.** In its annual report, the Real Estate Commission shall provide a schedule showing a breakdown of the number of broker and salesman license renewals and the amount of funds transferred to the Real Estate Research Center.
4. **Appropriation of Receipts, Registry Fees.** All fee revenue deposited to the Appraiser Registry Account 028, in the General Revenue Fund pursuant to V.T.C.S., Article 6573a.2., Section 13, including the amounts appropriated above, \$98,900 each year of the biennium, is hereby appropriated to the Texas Appraiser Licensing and Certification Board, as an independent subdivision of the Texas Real Estate Commission. The appropriation made herein shall be expended only for the purpose specified in Section 13 of V.T.C.S., Article 6573a.2., relating to revenue transmitted to the federal Appraisal Subcommittee.
5. **Real Estate Recovery Fund and Inspector Recovery Fund.** The amounts appropriated above include an estimated \$4,000 per year from the Real Estate Recovery Fund and Inspector Recovery Fund to recover travel and related expenses incurred for collection of court judgments affecting the funds.
6. **Reimbursement of Advisory Committees.** Pursuant to V.T.C.A., Government Code, Section 2110.004 and out of funds appropriated above, reimbursement of expenses for advisory committee members is limited to the broker members of the Real Estate Broker-Lawyer Advisory Committee and the Real Estate Inspector Committee.
7. **Contingent Revenue TREC Investigation.** Of the amounts appropriated above to the Real Estate Commission for the purpose of hiring one additional legal assistant and one additional case manager in Strategy B.1.1: TREC Investigation, the amount of \$53,640 in each year is contingent on the Real Estate Commission assessing fees sufficient to generate, during the 2000–01 biennium, \$447,143 in excess of \$9,182,249 (Object Code 3175), contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001. Also contingent on the Real Estate Commission meeting the above revenue target, the "Number of

REAL ESTATE COMMISSION
(Continued)

Full-time Equivalent Positions (FTE)” figure indicated above is hereby increased by two in 2000 and two in 2001. The Real Estate Commission, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Real Estate Commission’s minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

8. **Contingent Revenue TALCB Investigator Travel.** Of the amounts appropriated above to the Real Estate Commission for the purpose of additional travel expenses for the Appraiser Licensing and Certification Board investigator in Strategy D.2.1: TALCB Licensing, the amount of \$3,000 in each year is contingent on the Appraiser Licensing and Certification Board assessing fees sufficient to generate, during the 2000–01 biennium, \$6,000 in excess of \$9,182,249 (Object Code 3175), contained in the Comptroller of Public Accounts’ Biennial Revenue Estimate for 2000 and 2001. The Appraiser Licensing and Certification Board, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Appraiser Licensing and Certification Board’s minutes and other information supporting the estimated revenues to be generated for the 2000–01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.

SECURITIES BOARD

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: PROTECT INVESTORS		
To protect investors from fraud and misrepresentation to assure that access to capital is available to business.		
Outcome (Results/Impact):		
Number of Enforcement Actions Taken	609	629
Percentage of Texas Dealers Inspected	10%	10%
Percentage of Inspected Dealers Found Out of Compliance	30%	30%
A.1.1. Strategy: LAW ENFORCEMENT	\$ 1,394,712	\$ 1,394,712
Aggressively investigate suspected violations of the Texas Securities Act and work closely with local, state, and federal prosecutors and law enforcement officials to insure that appropriate enforcement action is taken, including the criminal referral, indictment, and conviction of individuals who violate the provisions of the Act.		
Output (Volume):		
Number of Investigations Opened	452	460
Efficiencies:		
Average Cost of Enforcement Actions	3,024	3,024
A.2.1. Strategy: SECURITIES REGISTRATION	\$ 504,714	\$ 504,714
Perform a comprehensive, timely, and responsive review of the prospectus and related documentation submitted with securities registration applications.		

SECURITIES BOARD
(Continued)

Negotiate with the issuer or its representatives to remove unfair elements from offerings, to insert safeguards for the public, and to assure full disclosure of material considerations to facilitate the registration of offerings. Refer suspected fraudulent offerings to enforcement personnel.

Output (Volume):			
Number of Securities Applications Processed	24,242		25,042
A.3.1. Strategy: DEALER REGISTRATION	\$	566,257	\$ 566,257
Perform an extensive, timely, and responsive review of applications; conduct criminal and disciplinary investigation of applicants by contacting other law enforcement and regulatory organizations; ensure compliance with examination requirements; and oppose registration of unqualified applicants.			
Output (Volume):			
Number of New Applications Reviewed	44,221		45,547
Explanatory:			
Number of Dealers/Agents Registered	145,003		148,090
A.4.1. Strategy: DEALER INSPECTIONS	\$	<u>514,579</u>	\$ <u>514,579</u>
Perform a comprehensive inspection of records to ensure continuing compliance with statutory and rule requirements.			
Output (Volume):			
Number of Inspections Conducted	245		260
Efficiencies:			
Average Cost per Inspection	1,809		1,809
Total, Goal A: PROTECT INVESTORS	\$	<u>2,980,262</u>	\$ <u>2,980,262</u>
B. Goal: INDIRECT ADMINISTRATION			
B.1.1. Strategy: INDIRECT ADM & SUPPORT COSTS	\$	<u>762,050</u>	\$ <u>762,050</u>
Grand Total, SECURITIES BOARD	\$	<u><u>3,742,312</u></u>	\$ <u><u>3,742,312</u></u>

Method of Financing:			
General Revenue Fund	\$	3,736,218	\$ 3,736,218
Appropriated Receipts		<u>6,094</u>	<u>6,094</u>
Total, Method of Financing	\$	<u><u>3,742,312</u></u>	\$ <u><u>3,742,312</u></u>

Number of Full-time Equivalent Positions (FTE)	88.0	88.0
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Schedule of Exempt Positions and Per Diem of Board Members		
Securities Commissioner, Group 3	\$90,000	\$90,000
Per Diem of Board Members	1,290	1,290

1. **Donations for Personal Financial Literacy Educational Materials.** The State Securities Board is hereby authorized to accept and expend donations from nonprofit foundations for the sole purpose of reproducing and distributing educational materials relating to “personal financial literacy” and introducing those materials to classroom teachers in Texas schools.

SECURITIES BOARD
(Continued)

2. **Contingent Revenue.** Of the appropriations above to the Securities Board, the amounts for the strategies listed below are contingent upon increased activities of the Securities Board and certification by the Comptroller's Office that these activities will generate, during the 2000-01 biennium, \$638,669 in excess of \$153,593,000 (Object Code 3175) contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001.

<u>Strategy</u>	<u>2000</u>	<u>2000 *</u>
A.1.1. Law Enforcement	\$ 73,106	\$ 73,106
A.2.1. Securities Registration	\$ 16,982	\$ 16,982
A.3.1. Dealer Registration	\$ 12,939	\$ 12,939
A.4.1. Dealer Inspections	\$ 152,851	\$ 152,851

BOARD OF TAX PROFESSIONAL EXAMINERS

For the Years Ending	
August 31, <u>2000</u>	August 31, <u>2001</u>

Out of the General Revenue Fund:

A. Goal: ESTABLISH/OVERSEE PROCESS
To ensure the State is served by qualified, certified and ethical property tax professionals.

Outcome (Results/Impact):

Percent of Licensees With No Recent Violations	99%	99%
Percent of Complaints Resulting in Disciplinary Action	20%	20%

A.1.1. Strategy: CERTIFICATION PROGRAM	\$	134,988	\$	134,988
Manage a certification program by conducting exams, registering eligible individuals, administering a continuing education program, and distributing information to local officials and registrants.				

Output (Volume):

Number of Persons Certified/Recertified	400	500
Number of New Licenses Issued to Individuals	303	303

Efficiencies:

Average Licensing Cost per Individual License Issued	34	34
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A.2.1. Strategy: ADJUDICATION	\$	3,069	\$	3,069
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Provide registrants with guidance to thoroughly familiarize them with board rules on ethics and process questions and complaints quickly in compliance with law and rules.

Output (Volume):

Number of Complaints Resolved	9	9
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Total, Goal A: ESTABLISH/OVERSEE PROCESS	\$	138,057	\$	138,057
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* Should read 2001.

BOARD OF TAX PROFESSIONAL EXAMINERS
(Continued)

B. Goal: QUALITY EDUCATION		
To ensure that quality property tax education courses are available to registrants and that course sponsors and instructors meet board standards.		
Outcome (Results/Impact):		
Number of Approved Courses Presented	120	120
B.1.1. Strategy: EDUCATION		
Oversee the education program of tax professionals by contracting for course development, reviewing and approving courses, enforcing standards for sponsors and instructors, and conducting a student- based evaluation program.	\$ 14,724	\$ 14,724
Output (Volume):		
Number of Course, Sponsor, and Instructor Applications Processed	24	24
Grand Total , BOARD OF TAX PROFESSIONAL EXAMINERS	\$ 152,781	\$ 152,781
Other Direct and Indirect Costs Appropriated Elsewhere in this Act		
	\$ 62,238	\$ 63,020
Number of Full-time Equivalent Positions (FTE)	4.0	4.0
Schedule of Exempt Positions		
Executive Director, Group 1	\$52,000	\$52,000

1. **Fees Established.** To provide for the recovery of costs for the preceding appropriations, the following fee rates shall be in effect for fiscal years 2000 and 2001, pursuant to provisions of V.T.C.A., Government Code, Sections 316.041-316.045:
- | | |
|------------------------|--------------------------------------|
| (1) Registration Fee | Not Less Than \$45 or More Than \$75 |
| (2) Annual Renewal Fee | Not Less Than \$45 or More Than \$75 |

PUBLIC UTILITY COMMISSION OF TEXAS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: COMPETITION/CHOICE/RATES/SERVICE		
To ensure fair competition, customer choice, just and reasonable rates, system reliability, a high level of service quality, and technological advancement in the electric and telecommunications industries.		
Outcome (Results/Impact):		
Average Annual Residential Telephone Bill for Basic Service in Texas as a Percentage of the National Average	73%	73%
Average Cost of Electricity per kWh in Texas for Residential Customers as a Percentage of the National Residential Average	93%	93%

PUBLIC UTILITY COMMISSION OF TEXAS
(Continued)

Percentage of Households in Texas with Telephone Service in Place	91%	91%
Percentage of Telephone Users in Areas With More Than One Local Telephone Service Provider	90%	90%
Percentage of Telephone Subscriber Lines in Texas Served by Digital Switches	90%	90%
Percentage of Annual Statewide Electric Energy Obtained Through the Competitive Wholesale Market	15%	16%
A.1.1. Strategy: CASES AND ALT. DISPUTE RESOLUTION		
Conduct rate, fuel related, and depreciation cases using the Administrative Procedures Act and forms of alternative dispute resolution such that revenue requirements, cost allocation, rate design, affiliate transactions, and competitive issues in the electric and telecommunications industries are evaluated for reasonableness and compliance with all laws and commission rules; register and license service providers; evaluate utility service offerings.	\$ 6,900,239	\$ 6,749,350
Output (Volume):		
Number of Rate Cases Completed	60	60
Number of Non-Rate Cases Completed	600	600
Efficiencies:		
Average Number of Days to Complete Electric Rate Cases	284	284
Explanatory:		
Typical Monthly Residential Electric Bill in Texas per 500 kWh as a Percentage of the National Average	90%	90%
A.1.2. Strategy: DEVELOP RULES AND REPORTS	\$ 1,571,305	\$ 1,689,644
Develop rules, conduct studies and prepare reports responsive to changes in electric and telecommunications markets.		
Output (Volume):		
Number of New or Modified Rules Adopted	42	42
Total, Goal A: COMPETITION/CHOICE/RATES/SERVICE	\$ 8,471,544	\$ 8,438,994
B. Goal: EDUCATION AND COMPLIANCE		
To serve the public by distributing customer education information, administering customer service programs, ensuring compliance with relevant laws and regulations governing provision of reliable high quality electric and telecommunications services, and assisting customers in resolving disputes concerning electric and telecommunications services.		
B.1.1. Strategy: PROVIDE INFORMATION ABOUT CHANGES	\$ 1,047,474	\$ 1,045,055
Provide information and distribute materials to customers on changes in the electric and telecommunications industries. Respond to requests for information from the public and media. Conduct outreach activities, administer Relay Texas and the Specialized Telecommunications Device Assistance Program (STDAP) responsibilities.		
Output (Volume):		
Number of Information Requests to Which Responses Were Provided	88,000	88,000
A473-S12-01-01-P02	VIII-72	05-26-99

PUBLIC UTILITY COMMISSION OF TEXAS
(Continued)

Explanatory:		
Number of Calls Completed Through Relay Texas	4,879,951	5,026,349
B.2.1. Strategy: INVESTIGATIONS AND ENFORCEMENT	<u>\$ 827,742</u>	<u>\$ 840,050</u>
Conduct investigations and initiate enforcement actions to ensure compliance with relevant law, PUC rules and orders. Investigate emerging issues based on customer complaints.		
Output (Volume):		
Number of Utilities for Which a Detailed Review of Earnings is Conducted	149	149
Number of Compliance Investigations Conducted	75	80
Efficiencies:		
Average Number of Days to Conclude Customer Complaints	55	55
Total, Goal B: EDUCATION AND COMPLIANCE	<u>\$ 1,875,216</u>	<u>\$ 1,885,105</u>
C. Goal: INDIRECT ADMINISTRATION		
C.1.1. Strategy: CENTRAL ADMINISTRATION	\$ 920,900	\$ 923,262
C.1.2. Strategy: INFORMATION RESOURCES	\$ 468,013	\$ 466,840
C.1.3. Strategy: OTHER SUPPORT SERVICES	<u>\$ 271,699</u>	<u>\$ 271,931</u>
Total, Goal C: INDIRECT ADMINISTRATION	<u>\$ 1,660,612</u>	<u>\$ 1,662,033</u>
Grand Total, PUBLIC UTILITY COMMISSION OF TEXAS	<u><u>\$ 12,007,372</u></u>	<u><u>\$ 11,986,132</u></u>
Method of Financing:		
General Revenue Fund	\$ 11,492,372	\$ 11,471,132
Appropriated Receipts	510,000	510,000
Interagency Contracts	<u>5,000</u>	<u>5,000</u>
Total, Method of Financing	<u><u>\$ 12,007,372</u></u>	<u><u>\$ 11,986,132</u></u>
Number of Full-time Equivalent Positions (FTE)	242.0	242.0
Schedule of Exempt Positions		
Commissioners, Group 4	\$99,500	\$99,500
Commissioners	(2) 97,000	(2) 97,000
Executive Director, Group 4	85,000	85,000

PUBLIC UTILITY COMMISSION OF TEXAS
(Continued)

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for "Lease payments to the Master Lease Purchase Program" or for items with a "(MLPP)" notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Art. 601d, Sec. 9A.

	<u>2000</u>	<u>2001</u>
a. Acquisition of Information Resource Technologies		
(1) Database Servers, Printers, Microcomputers, Computer Software, Telecommunications Hardware and Software for the PUC Interchange, an Electronic Information System (MLPP payments for 1996-97)	\$ 90,873	\$ 90,472
(2) Personal Computers (MLPP payments for 1998-1999)	<u>\$ 61,499</u>	<u>\$ 61,217</u>
Total, Capital Budget	<u><u>\$ 152,372</u></u>	<u><u>\$ 151,689</u></u>

Method of Financing (Capital Budget):

General Revenue Fund	\$ 61,499	\$ 61,217
Appropriated Receipts	<u>90,873</u>	<u>90,472</u>
Total, Method of Financing	<u><u>\$ 152,372</u></u>	<u><u>\$ 151,689</u></u>

2. **Appropriation of Receipts, Electronic Information System.** Out of Appropriated Receipts appropriated above, \$115,000 each year from fee revenue derived from implementation of an electronic information system for public access to records on file with the agency may be used only for the following purposes: to make lease payments to the Master Lease Purchase Program for electronic information system capital acquisitions; operating lease payments; and for service agreements limited to PUC interchange support.
3. **Reimbursement of Advisory Committee Members.** Pursuant to V.T.C.A., Government Code, Section 2110.004 and out of funds appropriated above, reimbursement of expenses for advisory committee members is limited to the following advisory committee: Relay Texas Advisory Committee.
4. **Transfer Authority.** The Public Utility Commission is authorized to transfer appropriations from one item to another in amounts not to exceed 35 percent of the item from which the transfer is made for the fiscal year.
5. **Reappropriation of 2000 Appropriations.** The unobligated and unexpended balances of appropriations to the Public Utility Commission for the fiscal year ending August 31, 2000 are hereby reappropriated to the commission for the same purposes for the fiscal year ending August 31, 2001.
6. **Contract with the State Office of Administrative Hearings.** Appropriations above include \$711,938 in fiscal year 2000 and \$711,938 in fiscal year 2001 to cover the cost of contracting with the state Office of Administrative Hearings for funding the Public Utility Division for the purpose of conducting administrative hearings and for related expenses. The Public Utility Commission and the State Office of Administrative Hearings may not enter into a contract for

PUBLIC UTILITY COMMISSION OF TEXAS
(Continued)

an amount less than the amounts specified herein. If the State Office of Administrative Hearings determines, at the end of each fiscal year, that the amount paid under the contract exceeds the necessary funding, it shall refund the difference to the Public Utility Commission. If the State Office of Administrative Hearings determines that the amounts are insufficient to fund the division, the State Office of Administrative Hearings may enter into negotiations with the Public Utility Commission in order to renegotiate the interagency contract to provide additional funds for administrative hearings. The State Office of Administrative Hearings is not appropriated any state funds from such renegotiated contracts until it gives written notice to the Legislative Budget Board and the Governor together with written permission of the agency.

7. **Contingency Appropriation for Senate Bill 7.** Contingent upon the enactment of Senate Bill 7, or similar legislation relating to restructuring the electric utility industry in Texas, by the Seventy-sixth Legislature, Regular Session, the Public Utility Commission is hereby appropriated the total annual fund balance of the System Benefit Fund, estimated to be \$122,552,000 in 2000 and \$126,228,000 in 2001, for the purpose of implementing that Act. Out of this appropriation, the Public Utility Commission shall: (1) make any required transfers to the Foundation School Fund, for allocation to school districts by the Texas Education Agency; and (2) transfer to the Office of Public Utility Counsel \$239,588 in 2000 and \$337,877 in 2001, to be expended by the Office of Public Utility Counsel to implement the provisions of the Act. Also out of this appropriation, the Public Utility Commission may expend an amount not greater than \$12,000,000 in 2001 for consumer education programs required by the Act. In addition, the Public Utility Commission may expend an amount not greater than \$877,107 in 2000 and \$875,843 in 2001 from the System Benefit Fund for other costs incurred for administering the Act. In no event shall the amount expended out of, or transferred from, appropriations identified by this provision exceed the amount of additional revenues generated pursuant to Senate Bill 7.

OFFICE OF PUBLIC UTILITY COUNSEL

For the Years Ending	
August 31,	August 31,
<u>2000</u>	<u>2001</u>

Out of the General Revenue Fund:

A. Goal: EQUITABLE ELECTRIC RATES
To represent residential and small business consumers aggressively in electric utility matters that come before the Public Utility Commission to ensure fair and reasonable rates.

Outcome (Results/Impact):

Percentage of Major Electric Rate Cases in Which OPUC Participates	15%	15%
A.1.1. Strategy: ELECTRIC CASE PARTICIPATION Participate in major electric rate, significant rulemaking and non-rate, and significant fuel rate proceedings. Review and analyze information, present testimony, and submit legal pleadings in proceedings affecting electric utility customers.	\$ 909,608	\$ 909,607

OFFICE OF PUBLIC UTILITY COUNSEL
(Continued)

Output (Volume):		
Number of Significant Major Electric Rate Cases in Which OPUC Participates	4	4
Number of Significant Electric Rule-Making Proceedings in Which OPUC Participates	10	10
B. Goal: TELEPHONE COMPETITION		
To represent residential and small business consumers aggressively by providing comprehensive telecommunications analysis and representation at the Public Utility Commission, the FCC, and in state and federal courts to ensure that residential and small commercial consumers benefit from competition and are protected during the transition to a more competitive market.		
Outcome (Results/Impact):		
Percentage of OPUC Telecommunications Proceedings that are Competition Related	50%	50%
Percentage of State Served by New and/or Advanced Services and Technologies as a Result of Cases in Which OPUC Participates	50%	50%
B.1.1. Strategy: TELECOMMUNICATIONS PROCEEDINGS		
Participate in telecommunications proceedings involving competitive issues/consumer safeguards or new and/or advanced technologies and services. Review and analyze information, present testimony, and submit legal pleadings in proceedings affecting residential and small business telecommunications customers.	\$ 661,607	\$ 661,608
Output (Volume):		
Number of Telecommunications Cases in Which OPUC Participates	27	27
Number of Telecommunications Projects in Which OPUC Participates	28	28
C. Goal: RESOURCE PLANNING		
To provide assessment and action for electric utilities' resource planning, which includes adequately researching and advocating conservation methods and generating technologies that minimize costs to ratepayers and damage to the environment.		
C.1.1. Strategy: RESOURCE PLANNING CASES	\$ 82,700	\$ 82,700
Review and analyze information, and present testimony in CCN, NOI, avoided cost, rulemaking, and other resource planning proceedings that affect Texas energy consumers.		
Output (Volume):		
Number of Resource Planning Proceedings in Which OPUC Participates	9	9
Grand Total, OFFICE OF PUBLIC UTILITY COUNSEL		
	<u>\$ 1,653,915</u>	<u>\$ 1,653,915</u>
Number of Full-time Equivalent Positions (FTE)	26.0	26.0
Schedule of Exempt Positions		
Public Counsel, Group 2	\$75,000	\$75,000

BOARD OF VETERINARY MEDICAL EXAMINERS

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: VETERINARY REGULATION		
To establish and implement reasonable standards for veterinary practice, investigate complaints, and enforce the Veterinary Licensing Act (Art. 8890 V.A.C.S.) to assure that safe and effective veterinary services are delivered to the citizens of Texas.		
Outcome (Results/Impact):		
Percent of Licensees with No Recent Violations	99%	99%
Percent of Complaints Resulting in Disciplinary Action	10%	10%
Recidivism Rate for Peer Assistance Programs	33%	33%
A.1.1. Strategy: OPERATE LICENSURE SYSTEM	\$ 138,229	\$ 138,310
Operate an efficient and comprehensive veterinary licensure program to include initial licensure by examination and the ongoing renewal of licenses.		
Output (Volume):		
Number of New Licenses Issued to Individuals	239	245
Number of Licenses Renewed (Individuals)	5,739	5,898
Efficiencies:		
Average Licensing Cost for Individual License	4.84	4.75
A.1.2. Strategy: PURCHASE AND GRADING	\$ 50,375	\$ 50,375
Purchase and Grading of National Exams, Estimated and Nontransferable.		
Output (Volume):		
Number of Individuals Examined	330	330
A.2.1. Strategy: COMPLAINTS AND ACTION	\$ 423,945	\$ 407,775
Investigate all complaints received and take disciplinary action against veterinarians who have violated the law and/or board rules and conduct a compliance program to secure voluntary compliance with the law and board's rules.		
Output (Volume):		
Number of Complaints Received	230	230
Number of Complaints Resolved	190	200
Efficiencies:		
Average Time for Complaint Resolution	190	200
Explanatory:		
Number of Jurisdictional Complaints Received	209	214
A.2.2. Strategy: PEER ASSISTANCE	\$ 19,439	\$ 19,628
Identify, refer and assist those veterinarians whose practice is impaired.		
Output (Volume):		
Number of Individuals Participating in a Peer Assistance Program	12	12
Total, Goal A: VETERINARY REGULATION	<u>\$ 631,988</u>	<u>\$ 616,088</u>
Grand Total, BOARD OF VETERINARY MEDICAL EXAMINERS	<u><u>\$ 631,988</u></u>	<u><u>\$ 616,088</u></u>

BOARD OF VETERINARY MEDICAL EXAMINERS
(Continued)

Method of Financing:		
General Revenue Fund	\$ 620,688	\$ 604,788
Appropriated Receipts	500	500
Interagency Contracts	<u>10,800</u>	<u>10,800</u>
Total, Method of Financing	<u><u>\$ 631,988</u></u>	<u><u>\$ 616,088</u></u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$ 137,809	\$ 138,394
Number of Full-time Equivalent Positions (FTE)	9.5	9.5
Number of FTEs in Riders	1.0	1.0
Schedule of Exempt Positions and Per Diem of Board Members		
Executive Director, Group 1	\$60,000	\$60,000
Per Diem of Board Members	8,500	8,500

- 1. Appropriation: Peer Assistance Program Penalties.** The amounts appropriated above in A.2.2., Strategy: PEER ASSISTANCE include \$3,500 per year from all administrative penalties generated pursuant to Art. 8890, Sec. 14B., V.T.C.S. Any additional penalties are hereby appropriated to the Board of Veterinary Medical Examiners for the purpose of financing the Peer Assistance program, as defined in the V.T.C.A., Health and Safety Code, Chapter 467.
- 2. Contingent Revenue.** Of the amounts appropriated above to the Board of Veterinary Medical Examiners in Strategy A.2.1. Complaint and Action, the amount of \$7,900 in fiscal year 2000 is contingent on the Board of Veterinary Medical Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$7,900 in excess of \$1,362,724 (Object Code 3175) contained in the Comptroller of Public Accounts Biennial Revenue Estimate for 2000 and 2001. The Board of Veterinary Medical Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of the Board of Veterinary Medical Examiners' minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes.
- 3. Contingency Appropriation: House Bill 3446.** Of the amounts appropriated above to the Board of Veterinary Medical Examiners in Strategy A.1.2. Complaint and Action, the amount of \$62,131 for fiscal year 2000 and \$54,131 for fiscal year 2001 out of the General Revenue Fund is contingent upon the enactment of House Bill 3446, or similar legislation relating to the regulation of the practice of veterinary medicine, by the Seventy-sixth Legislature, Regular Session. Such appropriations are also contingent on the Board of Veterinary Medical Examiners assessing fees sufficient to generate, during the 2000-01 biennium, \$133,919 in excess of: (1) \$1,362,724, Object code 3175, contained in the Comptroller of Public Accounts' Biennial Revenue Estimate for 2000 and 2001, and (2) the \$7,900 required to be raised in rider 2. Also

BOARD OF VETERINARY MEDICAL EXAMINERS
(Continued)

contingent on the Board of Veterinary Medical Examiners meeting the above revenue target, the “Number of Full-time Equivalent Positions (FTE)” figure indicated above in here by increased by one in 2000 and one in 2001. The Board of Veterinary Medical Examiners, upon completion of necessary actions to assess or increase such additional fees, shall furnish copies of board minutes and other information supporting the estimated revenues to be generated for the 2000-01 biennium under the revised fee structure to the Comptroller of Public Accounts. If the Comptroller finds the information sufficient to support the projection of increased revenues, a finding of fact to that effect shall be issued and the contingent appropriation shall be made available for the intended purposes. Funds appropriated by this provision may be expended for capital budget purposes, notwithstanding limitations on capital budget expenditures elsewhere in this Act.

WORKERS' COMPENSATION COMMISSION

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: SAFE AND HEALTHY WORK PLACES		
To promote safe and healthy work environments.		
Outcome (Results/Impact):		
Statewide Incidence Rate of Injuries and Illnesses per 100 Full-Time Employees	6.9	6.8
A.1.1. Strategy: HEALTH AND SAFETY SERVICES	\$ 5,168,160	\$ 5,195,968
Develop and provide health and safety services such as needs analyses, education, consultations, and inspections to employers, to employees, academic institutions, and to other entities in the Texas workplace.		
Output (Volume):		
Number of Employers Provided Inspections, Consultations, and Investigations	3,502	3,502
Efficiencies:		
Average Cost per Consultation/Inspection/Investigation	651	656
B. Goal: BENEFITS AND DELIVERY		
To ensure the delivery of appropriate benefits.		
Outcome (Results/Impact):		
Average Number of Days for the Required Initial Benefit Payment to be Issued to Injured Workers	16.3	16.3
Percentage of Losses of Self-Insured Employers to Total Private Workers' Compensation Losses	20%	20%
B.1.1. Strategy: INVESTIGATIONS/COMPLIANCE	\$ 2,258,574	\$ 2,276,925
Investigate administrative and criminal violations, audit the performance of carriers, self-insured governmental entities and other participants, and compile compliance information on the performance of the workers' compensation participants.		
Output (Volume):		
Number of Fraud Investigations Completed	573	573

WORKERS' COMPENSATION COMMISSION
(Continued)

B.2.1. Strategy: MEDICAL COST CONTAINMENT Establish and maintain rules, guidelines, and programs that ensure appropriate utilization of medical services. Output (Volume): Number of Health Care Provider Audits Completed	\$ 1,861,573	\$ 1,916,582
	43	43
B.3.1. Strategy: PROCESS CLAIM FILES Establish and maintain injured worker claim files and develop and implement processes to receive and maintain documents in an electronic format. Output (Volume): Number of Injury Records Created Number of Injury Records Created for Income/Indemnity Injuries	\$ 8,576,751	\$ 8,590,887
	201,629	206,670
	110,570	113,334
B.4.1. Strategy: REGULATE SELF-INSURANCE Ensure that certified self-insuring employers meet statutory financial, claims administration, and safety requirements through an ongoing process of qualifying, renewing, and revoking certification. Output (Volume): Number of Self-Insurance Applicants or Renewals Certified	\$ 725,477	\$ 733,675
	64	65
Total, Goal B: BENEFITS AND DELIVERY	<u>\$ 13,422,375</u>	<u>\$ 13,518,069</u>
C. Goal: DISPUTE RESOLUTION To minimize and resolve disputes. Outcome (Results/Impact): Percentage of Compensation Benefit Dispute Cases Resolved by the Commission's Informal Dispute Resolution System Percentage of Compensation Benefit Dispute Cases Resolved in Benefit Review Conference	89% 67%	89% 67%
C.1.1. Strategy: INFORMAL RESOLUTION Provide injured workers and employers with information about their rights and responsibilities, resolve disputes by talking with the participants, and conduct compensation benefit review conferences. Output (Volume): Number of Compensation Benefit Dispute Cases Considered in Benefit Review Conference	\$ 7,837,359	\$ 7,767,080
	22,000	23,000
C.1.2. Strategy: FORMAL RESOLUTION Conduct benefit contested case hearings, conduct reviews when participants appeal decisions made by benefit contested case hearings officers, and provide arbitration; and process hearings under the Administrative Procedure Act. Output (Volume): Number of Compensation Benefit Dispute Cases Considered in Contested Case Hearings	\$ 5,458,080	\$ 5,458,614
	7,100	7,200
Total, Goal C: DISPUTE RESOLUTION	<u>\$ 13,295,439</u>	<u>\$ 13,225,694</u>
D. Goal: INDIRECT ADMINISTRATION D.1.1. Strategy: CENTRAL ADMINISTRATION D.1.2. Strategy: INFORMATION RESOURCES D.1.3. Strategy: OTHER SUPPORT SERVICES	\$ 4,538,126 \$ 10,235,983 \$ 1,112,611	\$ 4,869,175 \$ 7,469,330 \$ 1,196,374

WORKERS' COMPENSATION COMMISSION
(Continued)

D.1.4. Strategy: REGIONAL ADMINISTRATION	\$ 689,430	\$ 680,638
Total, Goal D: INDIRECT ADMINISTRATION	\$ 16,576,150	\$ 14,215,517
Grand Total, WORKERS' COMPENSATION COMMISSION	\$ 48,462,124	\$ 46,155,248
Method of Financing:		
General Revenue Fund		
General Revenue Fund	\$ 44,710,231	\$ 42,408,619
Earned Federal Funds	224,406	224,407
Subtotal, General Revenue Fund	\$ 44,934,637	\$ 42,633,026
Federal Funds	2,188,999	2,179,235
Appropriated Receipts	1,322,488	1,326,987
Interagency Contracts	16,000	16,000
Total, Method of Financing	\$ 48,462,124	\$ 46,155,248
Number of Full-time Equivalent Positions (FTE)	1,128.0	1,128.0
Schedule of Exempt Positions		
Executive Director, Group 4	\$95,000	\$95,000

1. **Capital Budget.** None of the funds appropriated above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. Amounts appropriated above and identified in this provision as appropriations either for “Lease Payments to the Master Lease Purchase Program” or for items with an “(MLPP)” notation shall be expended only for the purpose of making lease-purchase payments to the Texas Public Finance Authority pursuant to the provisions of V.T.C.S., Article 601d, Section 9A.

	2000	2001
Out of the General Revenue Fund:		
a. Acquisition of Information Resource Technologies		
(1) PC and LAN Upgrade	\$ 165,000	\$ U.B.
b. Other Lease Payments to the Master Lease Purchase Program (MLPP)		
(1) Lease Payments (MLPP) for 1992-93 Acquisitions	\$ 13,746	\$ 6,849
Total, Capital Budget	\$ 178,746	\$ 6,849

2. **Appropriation of Certain Fees.** Revenues collected by the commission as reproduction fees, third party reimbursements, seminar fees, publication fees, and fees collected for audits, inspections, and consultations are hereby appropriated to the Workers' Compensation Commission for the biennium beginning September 1, 1999.

WORKERS' COMPENSATION COMMISSION
(Continued)

- 3. **Administrative Penalties.** The amounts appropriated above include \$100,000 each year from revenues collected by the commission as administrative penalties provided that expenditure of such funds appropriated above shall be limited to such expenses as may be necessary to prosecute administrative violations under the Texas Workers' Compensation Act, including costs of conducting Administrative Procedure Act hearings.
- 4. **Appropriations Limited to Revenue Collections.** It is the intent of the Legislature that revenues as authorized and generated by the commission cover, at a minimum, the cost of general revenue appropriations made above, as well as covering "other direct and indirect costs" associated with such general revenue appropriations. "Other direct and indirect costs" associated with such general revenue appropriations are estimated to be \$9,119,134 for fiscal year 2000 and \$9,214,697 for fiscal year 2001. In the event that actual and/or projected revenue collections are insufficient to offset the costs identified by this provision, the Legislative Budget Board may direct that the Comptroller of Public Accounts reduce the appropriation authority provided above to be within the amount of revenue expected to be available. The application of this provision shall be consistent with applicable statutory provisions governing the commission's assessment of tax rates and fees. When the commission sets the rate of assessment for the maintenance tax, it shall take into account a surplus or deficit produced by the tax in the preceding year and other factors as provided by Section 403.003, Labor Code, Rate of Assessment.
- 5. **Reappropriation of Unexpended Balances.** Any unexpended balances as of August 31, 2000, not to exceed 5 percent for any line item of appropriation, are hereby reappropriated to the Texas Workers' Compensation Commission for same purposes for the year beginning September 1, 2000.
- 6. **Unexpended Balances: Business Redesign Project.** Any balances on hand as of August 31, 2000, not to exceed \$2,500,000, are hereby appropriated to the Texas Workers' Compensation Commission for the fiscal year beginning September 1, 2000, for implementation of the Commission's Business Redesign project.

RESEARCH AND OVERSIGHT COUNCIL ON WORKERS' COMPENSATION

	For the Years Ending	
	August 31, 2000	August 31, 2001
Out of the General Revenue Fund - Dedicated - Research and Oversight Council on Workers' Compensation Fund Account No. 5016:		
A. Goal: STUDY AND MONITOR SYSTEM		
To conduct factual, unbiased research and professional studies, monitor the agencies and entities involved in the workers' compensation system, develop sound policy recommendations regarding regulatory or legislative changes, provide information on workers' compensation to the general public and respond to constituents' needs for assistance.		
Outcome (Results/Impact):		
Percentage of Professional Studies Completed Within Schedule	90%	90%
Number of Publications Produced	12	13

RESEARCH AND OVERSIGHT COUNCIL ON WORKERS' COMPENSATION
(Continued)

A.1.1. Strategy: CONDUCT PROFESSIONAL STUDIES	\$	414,890	\$	406,767
Determine research needed relating to the workers compensation system; collect and analyze workers compensation data; conduct research projects relating to workers compensation; administer research contracts and manage research projects; and conduct professional studies.				
Output (Volume): Number of Professional Studies Completed by the ROC		15		14
Efficiencies: Average Cost per Professional Study Completed by the ROC		26,685		28,592
A.1.2. Strategy: PROVIDE OVERSIGHT	\$	<u>259,414</u>	\$	<u>259,414</u>
Provide oversight by reviewing and analyzing Texas workers compensation agencies and entities; evaluate legislative recommendations made by workers compensation agencies and entities; monitor workers compensation-related meetings of boards, commissions and legislative committees with workers compensation responsibilities; develop legislative and regulatory recommendations; provide the public with information pertaining to the workers compensation system; distribute professional studies and publications; and respond to constituent requests for assistance.				
Output (Volume): Number of Publications Distributed		13,200		15,000
Total, Goal A: STUDY AND MONITOR SYSTEM	\$	<u>674,304</u>	\$	<u>666,181</u>
Grand Total , RESEARCH AND OVERSIGHT COUNCIL ON WORKERS' COMPENSATION	\$	<u><u>674,304</u></u>	\$	<u><u>666,181</u></u>
Other Direct and Indirect Costs Appropriated Elsewhere in this Act	\$	132,110	\$	132,858
Number of Full-time Equivalent Positions (FTE)		13.0		13.0
Schedule of Exempt Positions Executive Director, Group 2		\$70,000		\$70,000

1. **Appropriations Limited to Revenue Collections.** The application of special provisions limiting appropriations to revenue collections elsewhere in this Article shall be consistent with the application of Section 404.003, Labor Code, relating to the Research and Oversight Council on Workers' Compensation Maintenance Tax, and other applicable statutory provisions governing support of the agency.

Retirement and Group Insurance

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: EMPLOYEES RETIREMENT SYSTEM		
A.1.1. Strategy: RETIREMENT CONTRIBUTIONS Provide an actuarially sound level of funding as defined by state law. Estimated	\$ 7,829,374	\$ 8,025,108
A.1.2. Strategy: GROUP INSURANCE Provide a basic health care and life insurance program for general state employees. Estimated	\$ 12,789,762	\$ 13,449,306
Total, Goal A: EMPLOYEES RETIREMENT SYSTEM	\$ 20,619,136	\$ 21,474,414
Grand Total, RETIREMENT AND GROUP INSURANCE	\$ 20,619,136	\$ 21,474,414
Method of Financing:		
General Revenue Fund, estimated	\$ 13,537,486	\$ 14,090,960
General Revenue Fund - Dedicated, estimated	7,070,846	7,372,557
Federal Funds, estimated	10,804	10,897
Total, Method of Financing	\$ 20,619,136	\$ 21,474,414

Social Security and Benefit Replacement Pay

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: SOCIAL SECURITY/BENEFIT REPLACEMENT To provide funding to the Comptroller of Public Accounts for Social Security Contributions and Benefit Replacement Pay.		
A.1.1. Strategy: STATE MATCH -- EMPLOYER Provide an employer match for Social Security contributions. Estimated	\$ 9,716,332	\$ 9,959,241
A.1.2. Strategy: BENEFIT REPLACEMENT PAY Provide Benefit Replacement Pay to eligible employees. Estimated	\$ 2,332,513	\$ 2,122,395
Total, Goal A: SOCIAL SECURITY/BENEFIT REPLACEMENT	\$ 12,048,845	\$ 12,081,636
Grand Total, SOCIAL SECURITY AND BENEFIT REPLACEMENT PAY	\$ 12,048,845	\$ 12,081,636

Social Security and Benefit Replacement Pay
(Continued)

Method of Financing:

General Revenue Fund, estimated	\$ 7,884,090	\$ 7,907,597
General Revenue Fund - Dedicated, estimated	4,159,406	4,168,947
Federal Funds, estimated	<u>5,349</u>	<u>5,092</u>
Total, Method of Financing	<u>\$ 12,048,845</u>	<u>\$ 12,081,636</u>

Lease Payments

	For the Years Ending	
	August 31, 2000	August 31, 2001
A. Goal: FINANCE CAPITAL PROJECTS		
To provide funding to the General Services Commission for payment to Texas Public Finance Authority for the payment of revenue bond debt service requirements.		
A.1.1. Strategy: LEASE PAYMENTS	\$ 5,780,087	\$ 5,989,162 & U.B.
Make lease payments to the Texas Public Finance Authority on facilities financed through the Texas Public Finance Authority.		
Grand Total, LEASE PAYMENTS	<u>\$ 5,780,087</u>	<u>\$ 5,989,162</u>
Method of Financing:		
General Revenue Fund	\$ 2,793,876	\$ 3,015,164
General Revenue Fund - Dedicated - Texas Department of Insurance Operating Fund Account No. 036	<u>2,986,211</u>	<u>2,973,998</u>
Total, Method of Financing	<u>\$ 5,780,087</u>	<u>\$ 5,989,162</u>

**SPECIAL PROVISIONS RELATING
TO ALL REGULATORY AGENCIES**

- Sec. 2. **Special Provisions.** The following special provisions, unless otherwise specified, shall apply to all regulatory agencies covered by this article.
1. **Appropriations Limited to Revenue Collections.** It is the intent of the Legislature that fees, fines and other miscellaneous revenues as authorized and generated by each of the following agencies cover, at a minimum, the cost of appropriations made above to those agencies as well as an amount equal to the amount identified in the informational item "Other Direct and Indirect Costs Appropriated Elsewhere in this Act":
- Board of Public Accountancy
 - Board of Architectural Examiners
 - Board of Barber Examiners
 - Board of Chiropractic Examiners

**SPECIAL PROVISIONS RELATING
TO ALL REGULATORY AGENCIES**
(Continued)

Cosmetology Commission
Credit Union Department
Board of Dental Examiners
Board of Registration for Professional Engineers
Department of Banking
Office of Consumer Credit Commissioner
Savings and Loan Department
Funeral Service Commission
Department of Insurance
Office of Public Insurance Counsel
Board of Professional Land Surveying
Department of Licensing and Regulation
Board of Medical Examiners
Board of Nurse Examiners
Board of Vocational Nurse Examiners
Optometry Board
Structural Pest Control Board
Board of Pharmacy
Executive Council of Physical Therapy and Occupational Therapy Examiners
Board of Plumbing Examiners
Board of Podiatric Medical Examiners
Board of Examiners of Psychologists
Racing Commission
Real Estate Commission
Board of Tax Professional Examiners
Board of Veterinary Medical Examiners
Research and Oversight Council on Workers Compensation
Board of Professional Geoscientists

In the event that actual and/or projected revenue collections are insufficient to offset the costs identified by this provision, the Legislative Budget Board and Governor may direct that the Comptroller of Public Accounts reduce the appropriation authority provided by this Act to be within the amount of fee revenue expected to be available.

2. **Funding for Health Professions Council.** An agency participating in the Health Professions Council shall transfer funds through interagency contract, to the Health Professions Council, from appropriations made to the agency elsewhere in this Act in order to carry out the functions required under V.T.C.S., Article 4512p. The number of full-time equivalent staff employed by the Council may not exceed three (3). Funds shall be transferred by the following participating agencies in the amounts noted below for each year of the 2000-01 biennium:

	<u>2000</u>	<u>2001</u>
Board of Chiropractic Examiners	\$ 6,545	\$ 2,845
Board of Dental Examiners	20,113	8,613
Board of Medical Examiners	21,430	21,430
Board of Nurse Examiners	33,744	14,344
Optometry Board	11,612	5,512
Board of Pharmacy	45,963	24,363
Executive Council of Physical and Occupational Therapy Examiners	12,117	5,317
Board of Podiatric Medical Examiners	4,320	1,920
Board of Examiners of Psychologists	15,535	7,135

**SPECIAL PROVISIONS RELATING
TO ALL REGULATORY AGENCIES**
(Continued)

Board of Veterinary Medical Examiners	14,681	6,781
Board of Vocational Nurse Examiners	<u>22,168</u>	<u>9,968</u>
	\$ 208,228	\$ 108,228

None of the funds transferred above may be expended for capital budget items except as listed below. The amounts shown below shall be expended only for the purposes shown and are not available for expenditure for other purposes. The Health Professions Council shall work with the General Services Commission and other agencies purchasing similar equipment in order to minimize the amount expended for the equipment listed below. Any funds not encumbered for the equipment listed below shall be deposited to the credit of the General Revenue Fund by August 31, 2000.

	<u>2000</u>	<u>2001</u>
Out of funds transferred above:		
a. Acquisition of Information Resources Technologies		
(1) Imaging System	\$ 100,000	\$ 0
Total, Capital Budget	<u>\$ 100,000</u>	<u>\$ 0</u>

3. **Peer Assistance Program Funding Requirements.** Funds collected during the biennium beginning September 1, 1999 by the Board of Pharmacy pursuant to the Texas Pharmacy Act (V.T.C.S., Article 4542a-1, Section 27A), and by the Board of Nurse Examiners, the Board of Vocational Nurse Examiners, the Board of Dental Examiners and the Board of Veterinary Medical Examiners pursuant to Chapter 467 of the Health and Safety Code, in order to administer or finance peer assistance programs for professionals impaired by chemical dependency or mental illness are appropriated elsewhere in this Act as identified in each Board's peer assistance strategy. The expenditure of the appropriations identified by this section is hereby made contingent upon sufficient revenue collections from peer assistance surcharges or other receipts collected pursuant to Chapter 467 of the Health and Safety Code or V.T.C.S., Article 4542a-1, Section 27A as appropriate. None of the appropriations identified by this section may be expended unless:

- a. each agency with a peer assistance program has on file the following current documents:
- (1) Request for Proposal documentation and contracts documenting that the respective agency governing board has a competitively bid contract with the peer assistance program;
 - (2) documentation for programs authorized under Chapter 467 of the Health and Safety Code that the agency's peer assistance program has been certified by the Texas Commission on Alcohol and Drug Abuse (TCADA) as meeting all TCADA criteria for peer assistance programs;
 - (3) documentation for programs authorized under Chapter 467 showing compliance with statutory requirements regarding eligible participants and conditions for which services may be offered; and
 - (4) documentation that the program has been approved by the agency governing board.
- b. by August 15, 2000 each agency with a peer assistance program has on file:
- (1) documentation of annual financial audits of the peer assistance program performed by the State Auditor, or by an outside entity subject to review by the State Auditor, to ensure compliance with contractual requirements.

**SPECIAL PROVISIONS RELATING
TO ALL REGULATORY AGENCIES**
(Continued)

- * 4. **Contingency Appropriation for Senate Bill 129.** Contingent upon the enactment of Senate Bill 129, or similar legislation relating to the regulation geoscientists, by the Seventy-sixth Legislature, Regular Session, the Board of Professional Geoscientists is hereby appropriated \$794,980 for fiscal year 2000 and \$634,640 for fiscal year 2001 out of the Professional Geoscientists Fund Account in general revenue for the purpose of implementing that Act. Also contingent on the enactment of Senate Bill 129, or similar legislation, the “Number of Full-time Equivalent Positions (FTE)” is hereby authorized at ten for fiscal year 2000 and ten for fiscal year 2001. No more than \$29,458 per fiscal year may be spent for travel. Other direct and indirect costs appropriated elsewhere in this act are estimated to be \$122,480 in fiscal year 2000 and \$122,480 in fiscal year 2001. In no event shall the amount expended by this provision exceed the amount of additional revenue generated pursuant to Senate Bill 129.

* *Senate Bill 129, or similar legislation, was not enacted.*

**RECAPITULATION - ARTICLE VIII
REGULATORY
(General Revenue)**

	For the Years Ending	
	August 31, 2000	August 31, 2001
Accountancy, Board of Public	\$ 2,965,962	\$ 2,928,996
Administrative Hearings, Office of	1,272,845	1,168,355
Architectural Examiners, Board of	1,228,223	1,241,455
Rider Appropriations	<u>25,000</u>	
Total	1,253,223	1,241,455
Barber Examiners, Board of	562,637	546,637
Chiropractic Examiners, Board of	326,128	322,428
Cosmetology Commission	1,809,089	1,809,089
Credit Union Department	1,334,158	1,367,015
Contingency Appropriations	<u>477,267</u>	<u>675,399</u>
Total	1,811,425	2,042,414
Dental Examiners, Texas State Board of	1,189,206	1,177,706
Engineers, Board of Registration for Professional	1,405,770	1,465,773
Contingency Appropriations	<u>65,554</u>	<u>49,554</u>
Total	1,471,324	1,515,327
Finance Commission of Texas	196,770	196,770
Banking, Department of	9,110,726	8,914,236
Contingency Appropriations	<u>4,350,432</u>	<u>4,350,432</u>
Total	13,461,158	13,264,668
Consumer Credit Commissioner, Office of the	2,447,460	2,398,998
Savings and Loan Department	993,170	963,555
Contingency Appropriations	<u>1,078,039</u>	<u>1,437,106</u>
Total	2,071,209	2,400,661
Funeral Service Commission	496,375	496,376
Insurance, Department of		
Insurance Counsel, Office of Public	1,179,226	1,179,226
Land Surveying, Board of Professional	318,521	318,521
Licensing and Regulation, Department of	6,132,430	6,132,430
Contingency Appropriations	<u>217,933</u>	<u>181,387</u>
Total	6,350,363	6,313,817
Medical Examiners, Board of	4,704,713	4,483,391
Contingency Appropriations	<u>1,008,879</u>	<u>517,529</u>
Total	5,713,592	5,000,920

RECAPITULATION - ARTICLE VIII
REGULATORY
(General Revenue)
(Continued)

	For the Years Ending	
	August 31, 2000	August 31, 2001
Nurse Examiners, Board of	2,449,717	2,317,717
Contingency Appropriations		36,000
Total	<u>2,449,717</u>	<u>2,353,717</u>
Nurse Examiners, Board of Vocational	1,201,912	1,184,088
Optometry Board	287,164	281,065
Pest Control Board, Structural	1,172,662	1,167,215
Pharmacy, Board of		
Physical and Occupational Therapy Examiners, Executive Council of	774,923	728,122
Plumbing Examiners, Board of	1,375,633	1,375,634
Podiatric Medical Examiners, Board of	175,306	172,905
Psychologists, Board of Examiners of	683,413	684,350
Racing Commission		
Real Estate Commission	3,799,758	4,022,948
Securities Board, State	3,736,218	3,736,218
Tax Professional Examiners, Board of	152,781	152,781
Utility Commission, Public	11,492,372	11,471,132
Utility Counsel, Office of the Public	1,653,915	1,653,915
Veterinary Medical Examiners, Board of	620,688	604,788
Workers' Compensation Commission	44,934,637	42,633,026
Workers' Compensation, Research and Oversight Council on		
Subtotal, Regulatory	<u>\$ 119,407,612</u>	<u>\$ 116,544,268</u>
Retirement and Group Insurance	13,537,486	14,090,960
Social Security and Benefit Replacement Pay	<u>7,884,090</u>	<u>7,907,597</u>
Subtotal, Employee Benefits	<u>\$ 21,421,576</u>	<u>\$ 21,998,557</u>
Lease Payments	2,793,876	3,015,164
Article VIII, Special Provisions		
Contingency Appropriations	<u>794,980</u>	<u>634,640</u>
Total	<u>794,980</u>	<u>634,640</u>
TOTAL, ARTICLE VIII - Regulatory	<u><u>\$ 144,418,044</u></u>	<u><u>\$ 142,192,629</u></u>

RECAPITULATION - ARTICLE VIII
REGULATORY
(General Revenue - Dedicated)

	For the Years Ending	
	August 31, 2000	August 31, 2001
Accountancy, Board of Public	\$	\$
Administrative Hearings, Office of		
Architectural Examiners, Board of		
Barber Examiners, Board of		
Chiropractic Examiners, Board of		
Cosmetology Commission		
Rider Appropriations	70,000	
Total	70,000	
Credit Union Department		
Dental Examiners, Texas State Board of		
Engineers, Board of Registration for Professional		
Finance Commission of Texas		
Banking, Department of		
Consumer Credit Commissioner, Office of the		
Savings and Loan Department		
Funeral Service Commission		
Insurance, Department of	47,003,807	47,003,807
Contingency Appropriations	2,000,000	2,000,000
Total	49,003,807	49,003,807
Insurance Counsel, Office of Public		
Land Surveying, Board of Professional		
Licensing and Regulation, Department of		
Medical Examiners, Board of		
Nurse Examiners, Board of		
Nurse Examiners, Board of Vocational		
Optometry Board		
Pest Control Board, Structural		
Pharmacy, Board of	2,277,693	2,292,266
Contingency Appropriations	391,188	367,656
Total	2,668,881	2,659,922
Physical and Occupational Therapy Examiners,		
Executive Council of		
Plumbing Examiners, Board of		
Podiatric Medical Examiners, Board of		
Psychologists, Board of Examiners of		
Racing Commission	10,247,068	11,179,811
Contingency Appropriations	600,000	600,000
Total	10,847,068	11,779,811
Real Estate Commission	98,900	98,900
Securities Board, State		
Tax Professional Examiners, Board of		
Utility Commission, Public		

RECAPITULATION - ARTICLE VIII
REGULATORY
(General Revenue - Dedicated)
(Continued)

	For the Years Ending	
	August 31, 2000	August 31, 2001
Utility Counsel, Office of the Public Veterinary Medical Examiners, Board of Workers' Compensation Commission Workers' Compensation, Research and Oversight Council on	<u>674,304</u>	<u>666,181</u>
Subtotal, Regulatory	<u>\$ 63,362,960</u>	<u>\$ 64,208,621</u>
Retirement and Group Insurance	7,070,846	7,372,557
Social Security and Benefit Replacement Pay	<u>4,159,406</u>	<u>4,168,947</u>
Subtotal, Employee Benefits	<u>\$ 11,230,252</u>	<u>\$ 11,541,504</u>
Lease Payments	2,986,211	2,973,998
Article VIII, Special Provisions	<u></u>	<u></u>
TOTAL, ARTICLE VIII - Regulatory	<u><u>\$ 77,579,423</u></u>	<u><u>\$ 78,724,123</u></u>

RECAPITULATION - ARTICLE VIII
REGULATORY
(Federal Funds)

	For the Years Ending August 31, 2000	August 31, 2001
Accountancy, Board of Public	\$	\$
Administrative Hearings, Office of		
Architectural Examiners, Board of		
Barber Examiners, Board of		
Chiropractic Examiners, Board of		
Cosmetology Commission		
Credit Union Department		
Dental Examiners, Texas State Board of		
Engineers, Board of Registration for Professional		
Finance Commission of Texas		
Banking, Department of	100,000	100,000
Consumer Credit Commissioner, Office of the		
Savings and Loan Department		
Funeral Service Commission		
Insurance, Department of		
Insurance Counsel, Office of Public		
Land Surveying, Board of Professional		
Licensing and Regulation, Department of		
Medical Examiners, Board of		
Nurse Examiners, Board of		
Nurse Examiners, Board of Vocational		
Optometry Board		
Pest Control Board, Structural	100,000	100,000
Pharmacy, Board of		
Physical and Occupational Therapy Examiners,		
Executive Council of		
Plumbing Examiners, Board of		
Podiatric Medical Examiners, Board of		
Psychologists, Board of Examiners of		
Racing Commission		
Real Estate Commission		
Securities Board, State		
Tax Professional Examiners, Board of		
Utility Commission, Public		
Utility Counsel, Office of the Public		
Veterinary Medical Examiners, Board of		
Workers' Compensation Commission	2,188,999	2,179,235
Workers' Compensation, Research and Oversight		
Council on		
Subtotal, Regulatory	\$ 2,388,999	\$ 2,379,235

RECAPITULATION - ARTICLE VIII
REGULATORY
(Federal Funds)
(Continued)

	For the Years Ending	
	August 31,	August 31,
	<u>2000</u>	<u>2001</u>
Retirement and Group Insurance	10,804	10,897
Social Security and Benefit Replacement Pay	<u>5,349</u>	<u>5,092</u>
Subtotal, Employee Benefits	<u>\$ 16,153</u>	<u>\$ 15,989</u>
Lease Payments		
Article VIII, Special Provisions	<u></u>	<u></u>
TOTAL, ARTICLE VIII - Regulatory	<u><u>\$ 2,405,152</u></u>	<u><u>\$ 2,395,224</u></u>

**RECAPITULATION - ARTICLE VIII
REGULATORY
(Other Funds)**

	For the Years Ending	
	August 31, 2000	August 31, 2001
Accountancy, Board of Public	\$ 50,000	\$ 50,000
Administrative Hearings, Office of	4,406,131	4,477,350
Architectural Examiners, Board of	6,363	6,873
Barber Examiners, Board of		
Chiropractic Examiners, Board of	10,000	10,000
Cosmetology Commission	330,766	330,766
Credit Union Department		
Dental Examiners, Texas State Board of	93,501	93,501
Engineers, Board of Registration for Professional	37,500	37,500
Finance Commission of Texas		
Banking, Department of	43,000	43,000
Rider Appropriations	5,000	5,000
Total	48,000	48,000
Consumer Credit Commissioner, Office of the Savings and Loan Department		
Funeral Service Commission	5,000	5,000
Insurance, Department of	424,950	424,950
Insurance Counsel, Office of Public		
Land Surveying, Board of Professional		
Licensing and Regulation, Department of	150,941	150,941
Medical Examiners, Board of	62,500	62,500
Nurse Examiners, Board of	643,000	643,000
Nurse Examiners, Board of Vocational	36,200	25,000
Optometry Board	10,000	10,000
Pest Control Board, Structural		
Pharmacy, Board of	107,533	66,126
Physical and Occupational Therapy Examiners, Executive Council of	30,000	30,000
Plumbing Examiners, Board of		
Podiatric Medical Examiners, Board of	1,000	1,000
Psychologists, Board of Examiners of	70,000	70,000
Racing Commission		
Real Estate Commission	180,000	180,000
Securities Board, State	6,094	6,094
Tax Professional Examiners, Board of		
Utility Commission, Public	515,000	515,000
Senate Bill 7 System Benefit Fund	122,552,000	126,228,000
Senate Bill 7 System Benefit Fund Transfer	-121,435,305	-113,014,280
Total	1,631,695	13,728,720
Utility Counsel, Office of the Public		
Veterinary Medical Examiners, Board of	11,300	11,300
Workers' Compensation Commission	1,338,488	1,342,987
Workers' Compensation, Research and Oversight Council on		
Subtotal, Regulatory	\$ 9,690,962	\$ 21,811,608

REGULATORY (Other Funds)

For the Years Ending	
August 31,	August 31,
<u>2000</u>	<u>2001</u>

Retirement and Group Insurance		
Social Security and Benefit Replacement Pay		
Subtotal, Employee Benefits	\$	\$
Lease Payments		
Article VIII, Special Provisions		
Less Interagency Contracts	\$ 4,420,149	\$ 4,491,368
TOTAL, ARTICLE VIII - Regulatory	\$ 5,270,813	\$ 17,320,240

RECAPITULATION - ARTICLE VIII
REGULATORY
(All Funds)

	For the Years Ending	
	August 31, 2000	August 31, 2001
Accountancy, Board of Public Administrative Hearings, Office of	\$ 3,015,962 5,678,976	\$ 2,978,996 5,645,705
Architectural Examiners, Board of Rider Appropriations Total	1,234,586 25,000 <u>1,259,586</u>	1,248,328 <u>1,248,328</u>
Barber Examiners, Board of Chiropractic Examiners, Board of	562,637 336,128	546,637 332,428
Cosmetology Commission Rider Appropriations Total	2,139,855 70,000 <u>2,209,855</u>	2,139,855 <u>2,139,855</u>
Credit Union Department Contingency Appropriations Total	1,334,158 477,267 <u>1,811,425</u>	1,367,015 675,399 <u>2,042,414</u>
Dental Examiners, Texas State Board of	1,282,707	1,271,207
Engineers, Board of Registration for Professional Contingency Appropriations Total	1,443,270 65,554 <u>1,508,824</u>	1,503,273 49,554 <u>1,552,827</u>
Finance Commission of Texas	196,770	196,770
Banking, Department of Rider Appropriations Contingency Appropriations Total	9,253,726 5,000 4,350,432 <u>13,609,158</u>	9,057,236 5,000 4,350,432 <u>13,412,668</u>
Consumer Credit Commissioner, Office of the	2,447,460	2,398,998
Savings and Loan Department Contingency Appropriations Total	993,170 1,078,039 <u>2,071,209</u>	963,555 1,437,106 <u>2,400,661</u>
Funeral Service Commission	501,375	501,376
Insurance, Department of Contingency Appropriations Total	47,428,757 2,000,000 <u>49,428,757</u>	47,428,757 2,000,000 <u>49,428,757</u>
Insurance Counsel, Office of Public Land Surveying, Board of Professional	1,179,226 318,521	1,179,226 318,521
Licensing and Regulation, Department of Contingency Appropriations Total	6,283,371 217,933 <u>6,501,304</u>	6,283,371 181,387 <u>6,464,758</u>

RECAPITULATION - ARTICLE VIII
REGULATORY
(All Funds)
(Continued)

	For the Years Ending	
	August 31, 2000	August 31, 2001
	<u> </u>	<u> </u>
Medical Examiners, Board of	4,767,213	4,545,891
Contingency Appropriations	<u>1,008,879</u>	<u>517,529</u>
Total	5,776,092	5,063,420
Nurse Examiners, Board of	3,092,717	2,960,717
Contingency Appropriations	<u> </u>	<u>36,000</u>
Total	3,092,717	2,996,717
Nurse Examiners, Board of Vocational	1,238,112	1,209,088
Optometry Board	297,164	291,065
Pest Control Board, Structural	1,272,662	1,267,215
Pharmacy, Board of	2,385,226	2,358,392
Contingency Appropriations	<u>391,188</u>	<u>367,656</u>
Total	2,776,414	2,726,048
Physical and Occupational Therapy Examiners, Executive Council of	804,923	758,122
Plumbing Examiners, Board of	1,375,633	1,375,634
Podiatric Medical Examiners, Board of	176,306	173,905
Psychologists, Board of Examiners of	753,413	754,350
Racing Commission	10,247,068	11,179,811
Contingency Appropriations	<u>600,000</u>	<u>600,000</u>
Total	10,847,068	11,779,811
Real Estate Commission	4,078,658	4,301,848
Securities Board, State	3,742,312	3,742,312
Tax Professional Examiners, Board of	152,781	152,781
Utility Commission, Public	12,007,372	11,986,132
Senate Bill 7 System Benefit Fund	122,552,000	126,228,000
Senate Bill 7 System Benefit Fund Transfer	<u>-121,435,305</u>	<u>-113,014,280</u>
Total	13,124,067	25,199,852
Utility Counsel, Office of the Public	1,653,915	1,653,915
Veterinary Medical Examiners, Board of	631,988	616,088
Workers' Compensation Commission	48,462,124	46,155,248
Workers' Compensation, Research and Oversight Council on	<u>674,304</u>	<u>666,181</u>
Subtotal, Regulatory	<u>\$ 194,850,533</u>	<u>\$ 204,943,732</u>

RECAPITULATION - ARTICLE VIII
REGULATORY
(All Funds)
(Continued)

	For the Years Ending	
	August 31, 2000	August 31, 2001
Retirement and Group Insurance	20,619,136	21,474,414
Social Security and Benefit Replacement Pay	<u>12,048,845</u>	<u>12,081,636</u>
Subtotal, Employee Benefits	<u>\$ 32,667,981</u>	<u>\$ 33,556,050</u>
Lease Payments	5,780,087	5,989,162
Article VIII, Special Provisions		
Contingency Appropriations	<u>794,980</u>	<u>634,640</u>
Total	<u>794,980</u>	<u>634,640</u>
Less Interagency Contracts	<u>\$ 4,420,149</u>	<u>\$ 4,491,368</u>
TOTAL, ARTICLE VIII - Regulatory	<u>\$ 229,673,432</u>	<u>\$ 240,632,216</u>
Number of Full-time Equivalent Positions (FTE)	3,901.0	3,911.0